

SEVENTIETH DAY

(Continued)

(Thursday, May 15, 1969)

After Recess

The Senate met at 9:00 o'clock a.m., and was called to order by Senator Hightower.

Local and Uncontested Bills Session

The Presiding Officer announced that the time had arrived for the consideration of the Local and Uncontested Bills Calendar in accordance with a motion previously adopted by the Senate.

Senate Bill 649 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 649, A bill to be entitled "An Act relating to the advertising and selling of passage tickets for conveyance upon a vessel; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 649 on Third Reading

Senator Bridges moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 649 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 129, Commending the Port Arthur Police Department on their efforts toward educating and informing parents and children about the dangers of drug misuse.

S. C. R. No. 78, In commendation of Dr. DeWitt C. Reddick.

S. C. R. No. 79, Resolution recognizing the Texas Parks and Wildlife Department's foundation herd of Texas Longhorn cattle as the official State of Texas herd.

S. C. R. No. 80, Expressing sincerest appreciation for the notable accomplishments and contributions of Charles Schreiner III.

S. C. R. No. 81, Expressing sincerest appreciation for the notable accomplishments and contributions of Garnet Brooks.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 329 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 329, A bill to be entitled "An Act relating to adoption of rules and regulations by the State Board of Health for the use of safety glazing materials and the labeling of all glass and glazing materials; providing for enforcement of the rules and regulations by county health officers; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 329 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 329 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson

Word

Senate Bill 658 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 658, A bill to be entitled "An Act repealing statutes relating to certain fees of county judge; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 658 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 658 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Hall
Bates	Harrington
Bernal	Harris
Berry	Hazlewood
Blanchard	Herring
Bridges	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman

Ratliff	Watson
Schwartz	Wilson
Snelson	Word
Strong	

Senate Bill 780 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 780, A bill to be entitled "An Act relating to the number of members of the Board of Equalization of Greenville Hospital District; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 780 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 780 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Christie
Bates	Cole
Bernal	Connally
Berry	Creighton
Blanchard	Grover
Bridges	Hall
Brooks	Harrington

Harris	Patman
Hazlewood	Ratliff
Herring	Schwartz
Hightower	Snelson
Jordan	Strong
Kennard	Watson
Mauzy	Wilson
McKool	Word
Moore	

Senate Bill 796 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 796, A bill to be entitled "An Act amending Statutes relating to microfilming and retention of records by counties; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 796 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 796 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Blanchard
Bates	Bridges
Bernal	Brooks
Berry	Christie

Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman
Hall	Ratliff
Harrington	Schwartz
Harris	Snelson
Hazlewood	Strong
Herring	Watson
Hightower	Wilson
Jordan	Word
Kennard	

Senate Bill 467 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 467, A bill to be entitled "An Act amending Subdivision (a) of Section 241 of the Texas Probate Code, pertaining to the compensation of executors and administrators; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 467 on Third Reading

Senator Herring moved that Senate Rule 30 and the Constitutional Rule requiring bill to be read on three several days be suspended and that S. B. No. 467 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bates
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Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word
Herring	

Senate Bill 825 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 825, A bill to be entitled "An Act prohibiting the charging of admission or entrance fees at certain state parks; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 825 on Third Reading

Senator Herring moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 825 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 401 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 401, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article XVI, Section 59, of the Constitution of Texas, to be known as South Dallas County Utility District, etc., and declaring an emergency."

The bill was read second time.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend S. B. No. 401, Section 6 (g), by adding the words "not to exceed three years" after the word 'construction' on line 4 of Section 6 (g).

The Committee Amendment was read and was adopted.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend Section 4 of Senate Bill 401 by adding the following after the first paragraph:

"The rights, powers, privileges, authority and functions herein granted to the District shall be subject to the continuing right of supervision of the State, to be exercised by and through the Texas Water Rights Commission."

The Committee Amendment was read and was adopted.

On motion of Senator Mauzy, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 401 on Third Reading

Senator Mauzy moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 401 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Committee Substitute
Senate Bill 697 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 697, A bill to be entitled "An Act amending Section 1, Article 2137, Revised Civil Statutes of Texas, 1925, and Article 35.04, Code of Criminal Procedure, 1965, changing the method by which a person may exempt himself from jury service, prescribing a penalty for false statements made in connection with such claims; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Committee Substitute
Senate Bill 697 on Third Reading**

Senator McKool moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 697 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Grover
Bates	Hall
Bernal	Harrington
Berry	Harris
Blanchard	Hazlewood
Bridges	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Mauzy
Creighton	McKool

Moore	Strong
Patman	Watson
Ratliff	Wilson
Schwartz	Word
Snelson	

Senate Bill 725 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 725, A bill to be entitled "An Act validating all governmental acts of the Board of Directors of Dallas County Flood Control District and of the Board of Supervisors of City and County of Dallas Levee Improvement District and of the Board of Supervisors of Dallas County Levee Improvement District No. 5; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 725 on Third Reading

Senator McKool moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 725 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bernal
Bates	Berry

Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

Senate Bill 540 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 540, A bill to be entitled "An Act authorizing the board of trustees of certain junior college districts to adopt a numbered position system of electing members to the board of trustees and providing a procedure for choosing positions; etc.; and declaring an emergency."

The bill was read second time.

Senator Patman offered the following Committee Amendment to the bill:

Amend S. B. 540 by striking the figures 15 on Line 43, Page 1, of the printed copy thereof and substituting in lieu of such figures the following: 30.

The Committee Amendment was read and was adopted.

On motion of Senator Patman, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 540 on Third Reading

Senator Patman moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 540 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bernal
Bates	Berry

Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 727 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 727, A bill to be entitled "An Act relating to the issuance of certain bonds by cities having a population of 5,000 or more; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 727 on Third Reading

Senator Patman moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 727 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 803 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 803, A bill to be entitled "An Act authorizing the Board of Directors of the Galveston County Water Control and Improvement District No. 1 to refund any taxes collected from, and to forgive any unpaid taxes or penalties for unpaid taxes levied against, certain real property; providing that such repayment shall be made in a fair and uniform manner; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 803 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 803 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 805 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 805, A bill to be entitled "An Act relating to the salaries of certain officials in certain counties; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 805 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 805 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 813 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 813, A bill to be entitled "An Act amending Sections 1, 2, 3,

7(k) and 8 of Chapter 33, Acts 57th Legislature, 3rd Called Session, 1962, relating to Home-Rule cities, park boards of trustees and parks; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 813 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 813 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 824 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 824, A bill to be entitled "An Act relating to the Court of Domestic Relations for Galveston County, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 824 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 824 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz

Snelson
Strong
Watson

Wilson
Word

At Ease

The Presiding Officer announced at 9:20 o'clock a.m. that the Senate would stand At Ease Subject to the Call of the Chair.

In Legislative Session

The Presiding Officer (Senator Hightower in the Chair) called the Senate to order at 9:25 o'clock a.m. today.

Senate Bill 815 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 815, A bill to be entitled "An Act amending Statutes, providing for the salary of the Judge of the County Court No. 1 of Galveston County, and the salary of the Judge of the County Court No. 2 of Galveston County; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend Section 1 of S. B. No. 815, by striking the paragraph beginning "(b)" and substituting the following language therefor:

"(b) The Judges of the County Court No. 1 and of the County Court No. 2 shall each be paid an annual salary of not less than \$18,000 and not more than the salary paid the County Judge of Galveston County. The salary shall be paid to each Judge in equal monthly installments out of the general fund of Galveston County, by warrants drawn upon the County Treasury upon orders of the Commissioners Court of Galveston County."

The amendment was read and was adopted.

On motion of Senator Schwartz, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 815 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 815 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 816 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 816, A bill to be entitled "An Act amending Statutes providing for the minimum salary of the Judge of County Court No. 2 in Gal-

veston County; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend Section 1 of S. B. No. 816 by striking the paragraph beginning "Sec. 9" and substituting the following language therefor:

"Sec. 9. The Judge of the County Court No. 2 shall be paid an annual salary of not less than \$18,000 and not more than the salary paid the County Judge of Galveston County. The salary shall be paid in equal monthly installments out of the general fund of Galveston County by warrants drawn upon the County Treasury upon the orders of the Commissioners Court of Galveston County."

The amendment was read and was adopted.

On motion of Senator Schwartz, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 816 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 816 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 648 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 648, A bill to be entitled "An Act amending Statutes, by prohibiting a mortgage lender from requiring a borrower to procure insurance through certain persons and setting forth bases for rejecting such insurance; providing for severability; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 648 on Third Reading

Senator Watson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 648 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Creighton
Bates	Grover
Bernal	Hall
Berry	Harrington
Blanchard	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Cole	Jordan
Connally	Kennard

Mauzy	Snelson
McKool	Strong
Moore	Watson
Patman	Wilson
Ratliff	Word
Schwartz	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Bills and Resolutions Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

S. B. No. 22, A bill to be entitled "An Act relating to the eligibility and jurisdiction of notaries public; etc.; and declaring an emergency."

S. B. No. 322, A bill to be entitled "An Act transferring the office, equipment, staff, reports, and collections of the State Archeologist from the jurisdiction of the State Building Commission; etc.; and declaring an emergency."

S. B. No. 532, A bill to be entitled "An Act changing the name and function of the McKnight State Tuberculosis Hospital and transferring it to the control and management of the Texas Department of Mental Health and Mental Retardation; repealing all laws in conflict; providing for an effective date; and declaring an emergency."

S. C. R. No. 37, Directing the State Board of Control to remove the lighted star from the front of the Capitol Building.

S. C. R. No. 68, Memorializing Congress to encourage the United States Office of Education to take action to strengthen Vocational Youth Organizations.

Senate Bill 809 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 809, A bill to be entitled "An Act relating to the composition of state representative districts 35 and 36; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 809 on Third Reading

Senator Watson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 809 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bernal
Bates	Berry

Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

Senate Bill 820 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 820, A bill to be entitled "An Act authorizing creation of a Hospital District over part of Limestone County, to be known as the South Limestone Hospital District; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 820 on Third Reading

Senator Watson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 820 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 817 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 817, A bill to be entitled "An Act fixing the jurisdiction of the County Court of Ellis County, Texas, and the District Court of Ellis County, Texas; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 817 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 817 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Harris
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong

Watson	Word
Wilson	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Senate Bill 792 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 792, A bill to be entitled "An Act relating to the classification of certain drugs to be sold on prescriptions; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 792 on Third Reading

Senator Herring moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 792 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Grover
Bates	Hall
Bernal	Harrington
Berry	Harris
Blanchard	Hazlewood
Bridges	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Mauzy
Creighton	McKool

Moore	Strong
Patman	Watson
Ratliff	Wilson
Schwartz	Word
Snelson	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

**Senate Concurrent Resolution 67
on Second Reading**

The Presiding Officer laid before the Senate on its second reading:

S. C. R. No. 67, Granting permission to Jasper L. Elston, et ux., to sue the State.

The resolution was read.

On motion of Senator Hall, and by unanimous consent, the resolution was considered immediately and was adopted.

House Bill 483 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 483, A bill to be entitled "An Act relating to the transfer of school district funds from one county depository to another; amending Article 2549, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 483 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule

requiring bills to be read on three several days be suspended and that H. B. No. 483 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 545 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 545, A bill to be entitled "An Act raising the salary and expense allowance authorized to be paid to the juvenile officer of Harrison County; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 545 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 545 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1325 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1325, A bill to be entitled "An Act repealing Chapter 140, Acts of the 58th Legislature, 1963, as amended (Article 8280-281, Vernon's Texas Civil Statutes), relating to the

Dalby Springs Conservation District; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1325 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. 1325 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1361 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1361, A bill to be entitled "An Act relating to the criminal jurisdiction of the county and district courts of Franklin County; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1361 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1361 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1370 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1370, A bill to be entitled "An Act creating Sulphur Springs Water District, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1370 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1370 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz

Snelson
Strong
Watson

Wilson
Word

House Bill 1386 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1386, A bill to be entitled "An Act changing the terms of the 5th and 102nd District Courts; amending Subdivisions 5 and 102, Article 199, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1386 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1386 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton
Bridges	Grover

Hall	Moore
Harrington	Patman
Harris	Ratliff
Hazlewood	Schwartz
Herring	Snelson
Hightower	Strong
Jordan	Watson
Kennard	Wilson
Mauzy	Word
McKool	

House Bill 298 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 298, A bill to be entitled "An Act relating to and fixing the maximum salaries of the official shorthand reporters for the 92nd, 93rd and 139th Judicial Districts of Texas; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 298 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 298 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bernal
Bates	Berry

Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

House Bill 330 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 330, A bill to be entitled "An Act relating to and fixing the maximum salaries of the Official Shorthand Reporters for the 103rd, 107th, and 138th Judicial Districts of Texas; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 330 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 330 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 519 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 519, A bill to be entitled "An Act validating the boundaries and creation of Hidalgo County Road District No. 14, of Hidalgo County, Texas, and the bonds authorized by election in the district on November 2, 1968; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 519 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 519 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Reports of Standing Committee

Senator Christie by unanimous consent submitted the following reports:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1383, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1335, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 547, have had the same under consideration, and we are

instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1342, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1273, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 933, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 934, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 874, have had the

same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CHRISTIE, Vice-Chairman.

House Bill 547 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 547 was ordered not printed.

House Bill 874 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 874 was ordered not printed.

House Bill 933 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 933 was ordered not printed.

House Bill 934 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 934 was ordered not printed.

House Bill 1273 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 1273 was ordered not printed.

House Bill 1335 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 1335 was ordered not printed.

House Bill 1342 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 1342 was ordered not printed.

House Bill 1383 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 1383 was ordered not printed.

House Bill 703 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 703, A bill to be entitled "An Act amending Acts 1951, 52nd Legislature, Chapter 211, authorizing navigation districts with respect to the proceedings under which revenue bonds are issued, to reserve the right under conditions therein specified, to

issue additional bonds which will be on a parity with, senior to or subordinate to the bonds being issued; making a finding with respect to publication; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 703 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 703 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 847 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 847, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as Amigoland Utility District of Cameron County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 847 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 847 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Connally
Bates	Creighton
Bernal	Grover
Berry	Hall
Blanchard	Harrington
Bridges	Harris
Brooks	Hazlewood
Christie	Herring
Cole	Hightower

Jordan	Schwartz
Kennard	Snelson
Mauzy	Strong
McKool	Watson
Moore	Wilson
Patman	Word
Ratliff	

House Bill 1278 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1278, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of Hidalgo County Drainage District Number Two; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1278 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1278 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Berry
Bates	Blanchard
Bernal	Bridges

Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz
Harrington	Snelson
Harris	Strong
Hazlewood	Watson
Herring	Wilson
Hightower	Word
Jordan	

House Bill 1288 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1288, A bill to be entitled "An Act conferring general jurisdiction in probate proceedings on the County Court at Law of Cameron County; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1288 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1288 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1368 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1368, A bill to be entitled "An Act creating Rio Grande Valley Municipal Water Authority, etc., and declaring an emergency."

The bill was read second time.

Senator Bates offered the following Committee Amendment to the bill:

Amend H. B. 1368 by striking the name "E. G. Henrickson" from Sec. 4 and substituting the name "Leonel Garza" therefor.

The Committee Amendment was adopted.

On motion of Senator Bates, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 1368 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1368 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Berry
Bates	Blanchard
Bernal	Bridges

Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz
Harrington	Snelson
Harris	Strong
Hazlewood	Watson
Herring	Wilson
Hightower	Word
Jordan	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

At Ease

The Presiding Officer announced at 9:45 o'clock a.m. that the Senate would stand At Ease Subject to the Call of the Chair.

In Legislative Session

The Presiding Officer (Senator Hightower in the Chair) called the Senate to order at 9:50 o'clock a.m. today.

House Bill 564 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 564, A bill to be entitled "An Act prohibiting the operation of certain modified motor vehicles; providing a penalty; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 564 on Third Reading

Senator Bernal moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 564 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 832 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 832, A bill to be entitled "An Act relating to the supplemental compensation of district judges in certain counties; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 832 on Third Reading

Senator Bernal moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 832 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 243 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 243, A bill to be entitled "An Act requiring the attendance of

medical examiners or their duly authorized deputies at organ transplant operations; prescribing duties of medical examiners and their duly authorized deputies; adding a new Section 6a to Article 49.25, Texas Code of Criminal Procedure, 1965, as amended; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 243 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 243 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 244 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 244, A bill to be entitled "An Act relating to the gift of all or part of a human body after death for certain purposes; repealing Chapter 63, Acts of the 56th Legislature, as amended (Article 4590-1, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 244 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 244 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Grover
Bates	Hall
Bernal	Harrington
Berry	Harris
Blanchard	Hazlewood
Bridges	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Mauzy
Creighton	McKool

Moore	Strong
Patman	Watson
Ratliff	Wilson
Schwartz	Word
Snelson	

House Bill 245 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 245, A bill to be entitled "An Act relating to the establishment of a presumption of time of death in certain cases; amending the Code of Criminal Procedure of Texas, 1965, as amended by adding a new article; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 245 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 245 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Blanchard
Bates	Bridges
Bernal	Brooks
Berry	Christie

Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman
Hall	Ratliff
Harrington	Schwartz
Harris	Snelson
Hazlewood	Strong
Herring	Watson
Hightower	Wilson
Jordan	Word
Kennard	

Senate Concurrent Resolution 87

Senator Herring offered the following resolution:

S. C. R. No. 87, Authorizing Senate Enrolling Clerk to make certain corrections in S. B. No. 415.

Whereas, Senate Bill 415 has passed both Houses of the Legislature and is now in the Senate Enrolling Room; and

Whereas, Certain corrections need to be made in this bill; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That S. B. No. 415, Sec. 3, be amended by adding a comma after "1959" and striking the following words "(Art. 2654.1, Vernon's Texas Civil Statutes);", and, be it further

Resolved, That the caption of S. B. 415 be also corrected to remove the citation to Art. 2654.1, Vernon's Civil Statutes to conform.

The resolution was read.

On motion of Senator Herring, and by unanimous consent, the resolution was considered immediately and was adopted.

House Bill 604 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 604, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Northgate Utility District'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 604 on Third Reading

Senator Cole moved that Senate

Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 604 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 605 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 605, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Belleau Wood East Utility District'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 605 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 605 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1102 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1102, A bill to be entitled "An Act creating and establishing a conservation and reclamation district

under Article 16, Section 59, Constitution of Texas, known as 'Ponderosa Forest Utility District'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1102 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1102 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1104 on Second Reading

The Presiding Officer laid before

the Senate on its second reading and passage to third reading:

H. B. No. 1104, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Bammel Utility District'; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1104 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1104 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Harris
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong

Watson
Wilson

House Bill 1106 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1106, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Woodland North Utility District'; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1106 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1106 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Connally
Bates	Creighton
Bernal	Grover
Berry	Hall
Blanchard	Harrington
Bridges	Harris
Brooks	Hazlewood
Christie	Herring
Cole	Hightower

Jordan	Schwartz
Kennard	Snelson
Mauzy	Strong
McKool	Watson
Moore	Wilson
Patman	Word
Ratliff	

House Bill 1271 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1271, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under and essential to the purposes of Article 16, Section 59, of the Constitution of Texas, to be known as 'Harris County Utility District No. 6'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1271 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1271 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bernal
Bates	Berry

Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

House Bill 1300 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1300, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Timber Lane Utility District'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1300 on Third Reading

Senator Cole moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1300 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 130 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 130, A bill to be entitled "An Act prohibiting persons from receiving special hunting permits on wildlife management areas for two consecutive years under certain conditions; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 130 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 130 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Harris
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong

Watson
Wilson

Word

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 304 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 304, A bill to be entitled "An Act relating to the abolishing of the office of county superintendent in certain counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 304 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 304 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Creighton
Bates	Grover
Bernal	Hall
Berry	Harrington
Blanchard	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Cole	Jordan
Connally	Kennard

Mauzy	Snelson
McKool	Strong
Moore	Watson
Patman	Wilson
Ratliff	Word
Schwartz	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 367 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 367, A bill to be entitled "An Act to amend Article XIV of Chapter 421, Acts of the Regular Session of the 50th Legislature (the Uniform Act Regulating Traffic on Highways), as heretofore amended, by adding a new section, prohibiting the operation of slow-moving vehicles, as herein defined, on public streets and highways unless equipped with and displaying a 'slow-moving vehicle emblem' as herein defined; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 367 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 367 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1387 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1387, A bill to be entitled "An Act relating to any city to which Article 1269j-4.1 shall apply and to any county having a population in excess of 500,000, according to Federal Census, which has issued bonds to construct and equip a coliseum or stadium and which is operating the same; authorizing any such county to sell such coliseum and stadium to any such city in which the same is situated pursuant to agreements of sale and purchase; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1387 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1387 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 122 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 122, A bill to be entitled "An Act amending Chapter 75, Acts of the Regular Session, 50th Legislature (establishing and regulating

the Texas Municipal Retirement System); etc.; and declaring an emergency."

The bill was read the second time.

Senator Hall offered the following Committee Amendment to the bill:

Amend Section 1 of H. B. No. 122 by placing a semicolon instead of a period after the words "Texas Municipal Retirement System" appearing at the end of Subsection 16 on page 3 of the bill, and by adding after the semicolon the following:

"And for the purpose of continuing the coverage of its present members and annuitants, the Texas Municipal League; but persons employed for the first time by the Texas Municipal League after the effective date of this amendment shall not be eligible to membership of the System by reason of such employment."

The Committee Amendment was read and was adopted.

Senator Hall offered the following Committee Amendment to the bill:

Amend H. B. No. 122 by striking out and deleting section 8 thereof, and by renumbering the existing Sections 9 and 10 as Sections 8 and 9 respectively.

The Committee Amendment was read and was adopted.

On motion of Senator Hall, and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 122 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 122 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bridges
Bates	Brooks
Bernal	Christie
Berry	Cole
Blanchard	Connally

Creighton	McKool
Grover	Moore
Hall	Patman
Harrington	Ratliff
Harris	Schwartz
Hazlewood	Snelson
Herring	Strong
Hightower	Watson
Jordan	Wilson
Kennard	Word
Mauzy	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 322 On Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 322, A bill to be entitled "An Act to provide that a tax collector may issue to certain people under certain circumstances a certificate showing that neither their land nor themselves are liable for delinquent taxes and that the liability for such taxes is thereafter a personal liability of the person under whom the taxes became delinquent and thereby making a court action to accomplish the same thing unnecessary; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 322 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three

several days be suspended and that H. B. No. 322 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 434 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 434, A bill to be entitled "An Act amending Statutes relating to the operating cost formula and improvement of the education program in countywide and bi-countywide schools for the deaf; providing for an effective date of this Act; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 434 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 434 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

At Ease

The Presiding Officer announced at 10:10 o'clock a.m. that the Senate would stand At Ease Subject to the Call of the Chair.

In Legislative Session

The Presiding Officer (Senator Hightower in the Chair) called the Senate to order at 10:15 o'clock a.m. today.

Senate Concurrent Resolution 88

Senator Strong offered the following resolution:

S. C. R. No. 88, Recalling S. B. No. 781 from the House of Representatives and directing Senate Engrossing and Enrolling Clerk to make certain corrections therein.

Whereas, Senate Bill No. 781 has been passed by the Senate and is now in the Public Health Committee of the House of Representatives, and there are certain corrections to be made in it; now, therefore, be it

Resolved by the Senate of the State of Texas, That the House of Representatives be and is hereby respectfully requested to return Senate Bill No. 781 to the Senate for correction; and be it further

Resolved, That the Engrossing and Enrolling Clerk of the Senate be and is hereby directed to correct the enrolled copy of Senate Bill No. 781 by deleting from the caption the words "regulations regarding customer inquiries;" and be it further

Resolved, That in Section 5.10, Subsection (b), the word "cuase" be deleted and the word "cause" be substituted in lieu thereof; and be it further

Resolved, That in Section 5.14, Subsection (e), after the words "The aisle of a mercantile establishment does" and before the words "comply with this requirement.", add the word "not."

The resolution was read.

On motion of Senator Strong, and by unanimous consent, the resolution was considered immediately and was adopted.

House Bill 212 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 212, A bill to be entitled "An Act relating to the transfer of persons under commitment to State schools for the retarded of the Texas Department of Mental Health and

Mental Retardation to mental hospitals of the Texas Department of Mental Health and Mental Retardation; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 212 on Third Reading

Senator Hazlewood moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 212 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 213 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 213, A bill to be entitled "An Act relating to the transfer of persons under commitment to mental hospitals of the Texas Department of Mental Health and Mental Retardation to schools for the mentally retarded of the Texas Department of Mental Health and Mental Retardation; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 213 on Third Reading

Senator Hazlewood moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 213 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Christie
Bates	Cole
Bernal	Connally
Berry	Creighton
Blanchard	Grover
Bridges	Hall
Brooks	Harrington

Harris	Patman
Hazlewood	Ratliff
Herring	Schwartz
Hightower	Snelson
Jordan	Strong
Kennard	Watson
Mauzy	Wilson
McKool	Word
Moore	

House Bill 1276 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1276, A bill to be entitled "An Act repealing Chapter 411, Acts of the 60th Legislature, Regular Session, 1967, to allow the Parks and Wildlife Department to regulate the open season for taking quail in Hemp-hill County; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1276 on Third Reading

Senator Hazlewood moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1276 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bates
-------	-------

Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word
Herring	

House Bill 371 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 371, A bill to be entitled "An Act relating to contracts for construction equipment and work to be used in disaster relief under the Texas Civil Protection Act of 1951; providing immunity for contractors engaged in disaster relief work from liability for certain damages; etc.; and declaring an emergency."

The bill was read second time.

Senator Herring offered the following amendment to the bill:

Amend Section 1 of House Bill 371, in the quoted Section 7 thereof, by inserting after the word, "nor," and preceding the phrase "any person, firm, corporation, or other entity under contract," the following words:

"during an extreme emergency"

The amendment was read and was adopted.

On motion of Senator Herring, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 371 on Third Reading

Senator Herring moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 371 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 379 on Second Reading

The Presiding Officer laid before the the Senate on its second reading and passage to third reading:

H. B. No. 379, A bill to be entitled "An Act changing the name of the Texas Liquor Control Board to the Texas Alcoholic Beverage Commission; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 379 on Third Reading

Senator Herring moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that

H. B. No. 379 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 707 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 707, A bill to be entitled "An Act relating to the admission as evidence of certain records or copies of records and certain X-rays upon affidavit; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 707 on Third Reading

Senator Mauzy moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 707 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 188 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 188, A bill to be entitled "An Act amending Section 1 of Chapter 98, Acts of the 60th Legislature, Regular Session, 1967, relating to the

airport in Brazos County now operated under the supervision of the Board of Directors of Texas A&M University; authorizing said Board to lease said airport to any municipality, public agency or airport authority; authorizing said Board to enter into agreements with such lessees whereby said leased airport may be operated under the supervision of said Board; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 188 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 188 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Hall
Bates	Harrington
Bernal	Harris
Berry	Hazlewood
Blanchard	Herring
Bridges	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman

Ratliff
Schwartz
Snelson
Strong

Watson
Wilson
Word

House Bill 189 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 189, A bill to be entitled "An Act authorizing the creation of the Brazos County, Texas, Airport Authority in Brazos County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 189 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 189 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Cole
Bates	Connally
Bernal	Creighton
Berry	Grover
Blanchard	Hall
Bridges	Harrington
Brooks	Harris
Christie	Hazlewood

Herring
Hightower
Jordan
Kennard
Mauzy
McKool
Moore
Patman

Ratliff
Schwartz
Snelson
Strong
Watson
Wilson
Word

House Bill 690 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 690, A bill to be entitled "An Act relating to the abolition of the office of county superintendent and transfer of duties to the county judge in certain counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 690 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 690 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Blanchard
Bates	Bridges
Bernal	Brooks
Berry	Christie

Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman
Hall	Ratliff
Harrington	Schwartz
Harris	Snelson
Hazlewood	Strong
Herring	Watson
Hightower	Wilson
Jordan	Word
Kennard	

House Bill 1380 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1380, A bill to be entitled "An Act relating to per diem and reimbursement of directors of the Trinity Bay Conservation District; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1380 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1380 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 148 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 148, A bill to be entitled "An Act relating to adjustment of the local fund assignment for school districts having a certain portion of their total scholastic population composed of residents and transfers of tax-exempt institutions for orphan, dependent, or neglected children; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 148 on Third Reading

Senator Ratliff moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 148 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Harris
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong

Watson
Wilson

Word

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 547 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 547, A bill to be entitled "An Act validating Fort Bend County Water Control and Improvement District No. 2 and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article XVI, Texas Constitution; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 547 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 547 be placed in its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton
Bridges	Grover

Hall	Moore
Harrington	Patman
Harris	Ratliff
Hazlewood	Schwartz
Herring	Snelson
Hightower	Strong
Jordan	Watson
Kennard	Wilson
Mauzy	Word
McKool	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 874 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 874, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under and essential to the purposes of Article 16, Section 59, of the Constitution of Texas, to be known as 'Chimney Rock Municipal Utility District'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 874 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 874 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 933 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 933, A bill to be entitled "An Act validating all proceedings and actions taken in the creation of the Ridgemont Municipal Utility District and the purposes for which it was created; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 933 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional

Rule requiring bills to be read on three several days be suspended and that H. B. No. 933 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 934 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 934, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas, to be known as 'Fondren Lake Municipal Utility Dis-

trict'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 934 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 934 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1273 on Second Reading

The Presiding Officer laid before

the Senate on its second reading and passage to third reading:

H. B. No. 1273, A bill to be entitled "An Act validating all governmental acts of the Board of Directors of the Blue Ridge Municipal Utility District; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1273 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1273 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1335 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1335, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as Quail Valley Utility District of Fort Bend County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1335 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1335 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Creighton
Bates	Grover
Bernal	Hall
Berry	Harrington
Blanchard	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Cole	Jordan
Connally	Kennard

Mauzy	Snelson
McKool	Strong
Moore	Watson
Patman	Wilson
Ratliff	Word
Schwartz	

House Bill 1342 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1342, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as Sageglen Municipal Utility District of Harris County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1342 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1342 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Blanchard
Bates	Bridges
Bernal	Brooks
Berry	Christie

Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman
Hall	Ratliff
Harrington	Schwartz
Harris	Snelson
Hazlewood	Strong
Herring	Watson
Hightower	Wilson
Jordan	Word
Kennard	

House Bill 1383 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1383, A bill to be entitled "An Act amending Statutes relating to the appointment and qualifications of Directors of Galveston County Water Authority; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend Section 1, H. B. No. 1383, by striking all the language in the paragraph beginning "Sec. 5(a)" and substituting the following language therefor:

"Sec. 5(a). From and after May 1, 1969, three (3) of the directors of the Galveston County Water Authority of Galveston County, Texas, shall be appointed by the Commissioners Court of Galveston County upon the recommendation of the City Council of the City of Galveston."

The amendment was read and was adopted.

On motion of Senator Schwartz, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 1383 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1383 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 960 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 960, A bill to be entitled "An Act adding wool, mohair, oilseed products and other textile products to the list of farm products whose increased use and outlet shall be stressed by the various State Agriculture Agencies, Departments, and State Educational Institutions; and authorizing the Cotton Research Committee to add wool, mohair, oilseed products and other textile products to the list of products which it may research and investigate; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 960 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 960 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 980 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 980, A bill to be entitled "An Act providing for the authorization and issuance of general obligation bonds by any city or town and

the levy and collection of taxes for the payment of the principal and interest thereof for the purpose of securing money to pay a cash judgment or decree heretofore or hereafter entered against said city or town or for which it is legally responsible and interest thereon and cost and expenses in connection therewith; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 980 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 980 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz

Snelson
Strong
Watson

Wilson
Word

(Senator Word in the Chair.)

House Bill 21 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 21, A bill to be entitled "An Act removing quail in Lamb County as an exemption from the coverage of the Uniform Wildlife Regulatory Act; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 21 on Third Reading

Senator Hightower moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 21 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton
Bridges	Grover

Hall
Harrington
Harris
Hazlewood
Herring
Hightower
Jordan
Kennard
Mauzy
McKool

Moore
Patman
Ratliff
Schwartz
Snelson
Strong
Watson
Wilson
Word

At Ease

The Presiding Officer announced at 10:40 o'clock a.m. that the Senate would stand At Ease Subject to the Call of the Chair.

In Legislative Session

The Presiding Officer (Senator Hightower in the Chair) called the Senate to order at 10:45 o'clock a.m. today.

House Bills Added to Local and Uncontested Bills Calendar

On motion of Senator Hall, and by unanimous consent, H. B. No. 1346, H. B. No. 346, H. B. No. 58, H. B. No. 23, H. B. No. 802, H. B. No. 435, H. B. No. 1343 will be added to the Local and Uncontested Bills Calendar.

House Bill 1346 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1346, A bill to be entitled "An Act relating to the abolition of the office of county superintendent in certain counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1346 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1346 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bridges
Bates	Brooks
Bernal	Christie
Berry	Cole
Blanchard	Connally

Creighton	McKool
Grover	Moore
Hall	Patman
Harrington	Ratliff
Harris	Schwartz
Hazlewood	Snelson
Herring	Strong
Hightower	Watson
Jordan	Wilson
Kennard	Word
Mauzy	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 346 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 346, A bill to be entitled "An Act relating to the annual salaries of assistants to the county school superintendent in certain counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 346 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 346 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 58 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 58, A bill to be entitled "An Act relating to validating boundary lines of certain cities and towns; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 58 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 58 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 23 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 23, A bill to be entitled "An Act providing that in calculating an economic index of the financial ability of each county to support the Foundation School Program pursuant to the provisions of Section 3, Article VI, Chapter 334, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 2922-16, Vernon's Texas Civil Statutes), the Commissioner of Education shall classify a feed lot for cattle or other animals as a manufacturing operation; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 23 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 23 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hazlewood
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Cole	Schwartz
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harrington	Word
Harris	

Nays—2

Herring Mauzy

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Hazlewood
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Cole	Schwartz
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harrington	Word
Harris	

Nays—2

Herring Mauzy

House Bill 802 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 802, A bill to be entitled "An Act removing Kendall County from the Blanco Memorial Hospital District; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 802 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 802 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 435 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 435, A bill to be entitled "An Act relating to the creation of the Kerrville South Utility District No. 1 as a conservation and reclamation district in Kerr County, Texas, under the provisions of Article XVI, Section 59 of the Texas Constitution; prescribing the powers, duties, functions, and procedures of the district; and declaring an emergency."

The bill was read second time.

Senator Word offered the following amendment to the bill:

Amend House Bill 435 by striking in its entirety Section 17 thereof and substituting in lieu thereof the following Section:

"Sec. 17. In no manner limiting the right, power, or authority of the district, as heretofore granted, the district is specifically granted the right, power, and authority to purchase and construct, or to purchase or construct, or otherwise to acquire waterworks systems, sanitary sewer systems, storm sewer systems, and drainage facilities, or parts of such systems or facilities and to make any and all necessary purchases, construction, improvements, extensions, additions, and repairs thereto, and to purchase or acquire all necessary land, right of way, easements, sites, equipment, buildings, plants, structures, and facilities therefor, and to operate and maintain same, and to sell water and other services, provided, however, the district shall not have the power and right to sell water and other services within the present boundaries of any incorporated city, town or village without the consent of the governing body of such incorporated city, town, or village. The district may exercise any of the rights, powers and authorities granted in this Act within or without the boundaries of the district, and is specifically authorized to exercise any of said rights, powers and authorities in order to provide water and sewerage services to areas inside or outside the boundaries of the district. The district may issue any kind of bonds or refunding bonds for any or all of such purposes herein pro-

vided, for contiguous or noncontiguous areas, and provide and make payment therefor and for necessary expenses in connection therewith."

The amendment was read and was adopted.

Senator Word offered the following amendment to the bill:

Amend House Bill 435 by striking in its entirety Section 18 thereof and substituting in lieu thereof the following Section:

"Sec. 18. Bonds of the district, other than refunding bonds, may be sold at a price and upon the terms determined by the board of directors of the district, except that such bonds shall not be sold for a less amount than provided by law. Such bonds or refunding bonds may be sold in denominations of \$1,000 each or multiples thereof. The district may exchange bonds or refunding bonds for property acquired by purchase, or in payment of the contract price of work done or materials furnished or services furnished for the use and benefit of the district; provided that no notice given pursuant to Article 7880-117, Vernon's Texas Civil Statutes, shall be predicated upon or require the exchange of bonds or refunding bonds, and said Article shall otherwise be applicable to this district in all respects."

The amendment was read and was adopted.

Senator Word offered the following amendment to the bill:

Amend House Bill 435 by striking in its entirety Section 21 thereof and substituting in lieu thereof the following Section:

"Sec. 21. The returns of all elections may be canvassed by the board of directors of the district at any time within seven days after the holding of an election, or as soon thereafter as reasonably practicable. The election returns of the annual election of directors may be canvassed by the board of directors as it was composed at the time of such election, or by the directors elected at such election, or by a combination of both. At the board of directors meeting at which the returns are canvassed, composed as aforesaid, any director newly elected at such election may qualify by filing his official bond and taking the oath of office."

The amendment was read and was adopted.

On motion of Senator Word, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 435 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 435 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

House Bill 1343 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1343, A bill to be entitled "An Act relating to the inclusion of all game animals in San Saba County under the Uniform Wildlife Regulatory Act; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 1343 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1343 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz

Snelson
Strong
Watson

Wilson
Word

Conclusion of Session for Consideration of Local and Uncontested Bills Calendar

The Presiding Officer (Senator Hightower in the Chair) announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

At Ease

The Presiding Officer announced at 10:50 o'clock a.m. that the Senate would stand At Ease Subject to the Call of the Chair.

In Legislative Session

The Presiding Officer (Senator Hightower in the Chair) called the Senate to order at 11:00 o'clock a.m. today.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 127, Commending Jimmy Duncan.

H. B. No. 1176, A bill to be entitled "An Act relating to the imposition, collection, administration, and enforcement of a tax on certain special fuels; amending Chapter 10, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 815

Senator Watson offered the following resolution:

Whereas, Between the decennial censuses of 1950 and 1960, the number of farms in Texas decreased from 331,567 to 227,071, and by 1967 there

was another reduction in farms to 201,000; and

Whereas, Texas farms today are much larger and average much higher investment in land, buildings, and equipment, and there has been another innovation, a trend toward corporate ownership or operation of thousands of Texas farms; and

Whereas, The much higher investment now required for land, equipment, and buildings has been responsible in large part for corporate farming, livestock feeding, and ranching operations, but tax advantages to large ownership have also exerted an influence on big business to engage in corporate farming; and

Whereas, Although beneficial to the corporate farm operator, this type of ownership has created problems for the small farmer who cannot compete in employing farm labor or in pricing his ultimate product; now, therefore, be it

Resolved by the Senate of the 61st Legislature, That the Texas Legislature hereby create a special interim committee to study corporate farming, livestock feeding, and ranching operations in Texas, in relation to the effect on Texas farmers and the overall Texas economy; and, be it further

Resolved, That the committee shall be composed of five members of the Senate, to be appointed by the Lieutenant Governor; and five citizen members, appointed by the Governor, who shall be engaged in Texas in farming operations; and, be it further

Resolved, That the Texas Department of Agriculture, the Animal Health Commission, The Texas and Southwestern Cattle Raisers Association, the Sheep and Goat Breeders Association, the Texas Farm Bureau, and the Texas Farmers Union be requested to cooperate with the committee in the conduct of the study; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the committee; and, be it further

Resolved, That from the contingent expenses funds of the Senate the members of the committee shall be reimbursed for their actual expenses incurred in carrying out the purposes of this Resolution, and other necessary expenses of the committee in conducting the study shall also be paid from the contingent expenses funds

of the Senate; the committee shall prepare a budget for its operating expenses, which shall be submitted to the Contingent Expenses Committee of the Senate, and no expenditures shall be made until the budget has been approved. Prior approval of non-budgeted expenditures must also be obtained from the Senate Contingent Expenses Committee; and, be it further

Resolved, That the committee shall make a full report, including findings and recommendations and drafts of any legislation deemed advisable, to the 62nd Legislature convening in January, 1971.

WATSON
HIGHTOWER

The resolution was read and was referred to the Committee on Contingent Expenses.

**Vote by Which House Bill 980
Finally Passed Reconsidered**

On motion of Senator Word, and by unanimous consent, the vote by which H. B. No. 980 was finally passed today was reconsidered.

Question—Shall H. B. No. 980 be finally passed?

Senator Word offered the following Committee Amendment to the bill:

Amend Section 1 of House Bill 980, to read as follows:

"Section 1. Whenever a final judgment or decree of a court of competent jurisdiction shall have been heretofore entered or may hereafter be entered against any city or town or for which the payment thereof is the legal responsibility of such city or town which judgment or decree awards the plaintiff or plaintiffs a cash judgment or decree against such city or town and such city or town does not have funds available with which to pay said judgment or decree and the interest thereon in cash and the cost and expenses connected therewith, the governing body of such city or town shall have the right, power and authority, after due notice, to call and hold an election, in the same manner provided for calling and holding other bond elections, for the purpose of submitting to the qualified resident electors of such city or town who own taxable property within said city and who have duly rendered the same for

taxation the proposition of whether or not such city or town shall issue, sell and deliver to a purchaser thereof its negotiable bonds in an amount sufficient to pay said judgment or decree and the interest thereon and any costs and expenses connected therewith. If a majority of those voting at such election vote in favor of the issuance of such bonds, there shall be levied and collected a tax against all the taxable property in said city or town to pay the interest on said bonds and to create a sinking fund to redeem the principal of said bonds as same becomes due. Such bonds shall be issued to mature serially or otherwise not to exceed forty (40) years from their date and to bear interest at a rate not to exceed six and one-half per cent (6½%) per annum and in such denominations as may be determined by the governing body of such city or town. Except as otherwise provided in this Act, the general laws governing the issuance of bonds by cities and towns shall be applicable to the issuance of said bonds."

The Committee Amendment was read and was adopted by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

On motion of Senator Word, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The Presiding Officer then laid the bill before the Senate on its final passage.

The bill as amended was again passed by the following vote:

Yeas—31

Aikin	Bates
Bernal	Hightower

Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word
Herring	

Report of Standing Committee

Senator Word, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred S. R. No. 815, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER,
Chairman
AIKIN
WORD

Senate Resolution 815 on
Second Reading

On motion of Senator Watson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. R. No. 815, Providing interim committee to study corporate farming, etc.

The resolution was read and was adopted.

Leave of Absence

Senator Moore was granted leave of absence for the remainder of today on account of important business on motion of Senator Bates.

House Bill 498 on Second Reading

The Presiding Officer laid before the Senate as unfinished business H. B. No. 498 with an amendment by Senator Christie pending.

Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Senate Bill 827 on First Reading

By unanimous consent, Senator Patman moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Moore

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Patman:

S. B. No. 827, A bill to be entitled "An Act relating to the method of election to the board of trustees of the Matagorda Independent School District; amending Section 7, Chapter 42, Special Laws, Acts of the 39th Legislature, Regular Session, 1925; and declaring an emergency."

To the Committee on Education.

Senate Bill 828 on First Reading

By unanimous consent, Senator Hall moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Bridges
Bates	Brooks
Bernal	Christie
Berry	Cole
Blanchard	Connally

Creighton	Mauzy
Grover	McKool
Hall	Patman
Harrington	Ratliff
Harris	Schwartz
Hazlewood	Snelson
Herring	Strong
Hightower	Watson
Jordan	Wilson
Kennard	Word

Absent—Excused

Moore

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Hall:

S. B. No. 828, A bill to be entitled "An Act relating to the creation of the Texas Civil Air Patrol Commission; providing for the functions of the Commission; providing for membership thereof and the terms and methods of the appointment of the members; providing for a chairman, vice-chairman and secretary; providing that members shall receive actual and necessary expenses; providing for the authorities, duties and responsibilities of the Commission; providing a severability clause; and declaring an emergency."

To the Committee on State Affairs.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 87, Making certain corrections in S. B. 415.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 829 on First Reading

By unanimous consent, Senator Hall moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Moore

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Hall:

S. B. No. 829, A bill to be entitled "An Act amending Acts 1846, p. 201; P.D. 1409; G.L. vol. 2, p. 1507 (compiled as Article 1911 of Vernon's Texas Civil Statutes), by adding a new section, to be known as Section 1a; providing an increased maximum punishment for the disobedience, with notice or knowledge, of the valid orders of the district court; providing severability clause; and declaring an emergency."

To the Committee on Jurisprudence.

Senate Bill 830 on First Reading

Senator Brooks moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hall
Bates	Harrington
Bernal	Harris
Berry	Hazlewood
Blanchard	Herring
Bridges	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	McKool
Creighton	Patman
Grover	Ratliff

Schwartz	Watson
Snelson	Wilson
Strong	Word

Absent—Excused

Moore

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Brooks:

S. B. No. 830, A bill to be entitled "An Act relating to posting notice of meetings of governmental or governing bodies; adding Subsection (h), Section 3A, Chapter 271, Acts of the 60th Legislature, Regular Session, 1967, as added by Section 1 of Senate Bill No. 260, Acts of the 61st Legislature, Regular Session, 1969 (Article 6252-17, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on State Departments and Institutions.

(President in the Chair.)

House Bills and Resolution on First Reading

The following bills and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 436, To Committee on Labor and Management Relations.

H. B. No. 746, To Committee on County, District and Urban Affairs.

H. B. No. 607, To Committee on State Affairs.

H. B. No. 493, To Committee on Privileges and Elections.

H. B. No. 74, To Committee on State Affairs.

H. B. No. 12, To Committee on Jurisprudence.

H. B. No. 1176, To Committee on State Departments and Institutions.

H. J. R. No. 15, To Committee on Constitutional Amendments.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 415, A bill to be entitled "An Act changing the name of Stephen F. Austin State College to Stephen F. Austin State University; changing the name of Sam Houston State College to Sam Houston State University; etc.; and declaring an emergency."

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 with an amendment by Senator Christie pending.

Pending discussion by Senator Christie of the amendment, Senator Jordan occupied the Chair.

Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Conference Committee Report on Senate Bill 208

Senator Cole submitted the following Conference Committee Report on S. B. No. 208:

Austin, Texas,
May 13, 1969.

Hon. Ben Barnes, President of the Senate.

Hon. Gus Mutscher, Speaker of the House of Representatives.

Sir: We, you Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on S. B. 208 have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

COLE
BROOKS
JORDAN
BATES.
BERNAL

On the part of the Senate.

COLE
HINSON
FINCK
BAKER

On the part of the House.

S. B. No. 208,

A BILL TO BE ENTITLED

An Act relating to the exemption of certain pupils of the state from compulsory school attendance; redefining the exemptions granted;

providing for certain reports and referrals; amending Article 2893, Revised Civil Statutes of Texas, 1925, as last amended by Section 1, Chapter 504, Acts of the 59th Legislature, Regular Session, 1965; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Article 2893, Revised Civil Statutes of Texas, 1925, as last amended by Section 1, Chapter 504, Acts of the 59th Legislature, Regular Session, 1965, (Article 2893, Vernon's Texas Civil Statutes), is amended to read as follows:

"Article 2893. Exemptions

"(a) The following classes of children are exempt from the requirements of this law:

"1. Any child in attendance upon a private or parochial school which shall include in its course a study of good citizenship, and shall make the English language the basis of instruction in all subjects.

"2. Any child whose physical or mental condition is such that attendance in regular classrooms or in special education facilities supported with tax funds is not feasible, and who holds definite certificate of a qualified physician specifying this condition and covering the period of absence.

"3. Any child more than seventeen (17) years of age who has satisfactorily completed the work of the ninth grade, and whose services are needed in support of a parent or other person standing in parental relationship to the child, may, on presentation of proper evidence to the county superintendent or to the superintendent of the school district in which the child resides, be exempted from further attendance at school.

"(b) A child who is blind or deaf and who does not have adequate or appropriate educational facilities available in the area in which he resides shall be referred by the superintendent of the school district in which he resides to the Texas School for the Blind or the Texas School for the Deaf, for admission as appropriate to the child's disability. The governing board of every school district referring blind or deaf children to the Texas School for the Blind or the Texas School for the Deaf shall

promptly notify the Central Education Agency of each referral made, and notice of referral shall include a statement setting forth the basis for the determination that the child could not be served adequately or appropriately in the area in which the child resides.

"(c) On or before October 30 of each year preceding a regular session of the Legislature, the Central Education Agency shall furnish the Governor and the budget office of the Legislature with statistics relating to the number of children referred to or applying for admission to the Texas School for the Blind and the Texas School for the Deaf, the number of blind or deaf children actually being served by these schools, and the number of blind or deaf children who might be eligible for admission to these schools but whose admission has been delayed because of inadequate facilities at these schools.

"(d) The governing board of any school district which contains children who are blind, deaf, mute or mentally retarded and which has failed to provide adequate services for these children shall report this fact, the number of children and the type of disability to the Central Education Agency each year at the time required by that agency."

Sec. 2. The importance of this Legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The Conference Committee Report was read and was adopted.

Senate Resolution 817

Senator McKool offered the following resolution:

Whereas, The Texas Election Code was passed in 1951, at which time the Legislature codified the existing election laws and made certain revisions; and

Whereas, The 60th Legislature created the Election Law Study Committee and directed it to make a comprehensive study of the Texas Election Code toward the end of eliminat-

ing conflicts, ambiguities, and inadequacies; and

Whereas, Said Study Committee completed its work and reported its findings and recommendations to the 61st Legislature, and certain of the recommendations were enacted into law; and

Whereas, There will remain certain conflicts, ambiguities, and inadequacies which need further study and revision, particularly in the areas of voter registration; now, therefore, be it

Resolved by the Senate of Texas:

Section 1. That an Election Law Study Committee be continued, and the same is hereby authorized to begin work upon the adjournment of the Regular Session and to continue its work and report to the 62nd Legislature.

Section 2. That the Election Law Study Committee shall be composed of five (5) members of the Senate, appointed by the Lieutenant Governor.

Section 3. That said committee shall have the power to formulate its own rules of procedure and evidence and to provide for its own hours of meeting, recessing, and adjournment. Provided, however, that the rules of evidence to be followed shall be practically the same as are followed in the courts of this state, and the committee is authorized to hold executive sessions, within its discretion, and that the committee may be governed by the rules of evidence applicable to any grand jury inquiry in this state.

Section 4. That the majority of the membership of the committee shall have power to issue process for witnesses to any place in this state, and to compel their attendance, and produce all books and records, and upon disobedience of any subpoena the Senate Committee shall have the power to issue attachments which may be addressed to and served by either the Sergeant at Arms appointed by said committee or any Sheriff or any Constable of this state; and said committee shall have authority to cite for contempt anyone disobeying said process and to punish for such contempt in the same manner as provided for by general law. Said Committee shall have power to inspect and make copies of all books, records, or files that are pertinent to the investigation of said committee.

Section 5. The witnesses attending under process shall be allowed the same mileage and per diem as is allowed witnesses before any grand jury in this state.

Section 6. Said Committee shall have power and authority to employ and compensate all necessary investigators, auditors, clerks, stenographers, and other necessary employees or staff personnel and it shall be the duty of said committee to make and keep a record of its investigations.

Section 7. Said Committee shall submit a report in writing to the 62nd Legislature, or to any called session of the 61st Legislature, and make such recommendations as it may choose to make. Compensation and expenses herein provided for incident to the work of such committee shall be paid out of the appropriations for Mileage and Contingent Fund of the 61st Legislature and out of any fund otherwise appropriated by said session of said Legislature for such purpose. upon sworn account of persons entitled to such pay, when approved by the chairman of said committee; and sufficient money is hereby appropriated out of the Mileage and Contingent Fund of said 61st Legislature to meet the payments of such expenses of the members of said committee, witnesses, fees, and other expenses incident to the investigation.

Section 8. The Committee shall prepare a budget for the operating expense of said committee which shall be submitted to the Contingent Expenses Committee of the Senate. The prior approval of such budget by such Contingent Expenses Committee shall be obtained before any payments may be made from such Contingent Funds. Prior approval by the Contingent Expenses Committee must be obtained before any non-budgeted expenses may be paid.

Section 9. That the staff of the Texas Legislative Council be and it is hereby requested to assist the Committee in this study.

Section 10. That the Election Law Study Committee shall make a complete study of the Texas Election Code, giving emphasis to voter registration practices and procedures, and shall report its findings and recommendations not less than ninety (90) days before the convening of the 62nd Legislature.

The resolution was read and was referred to the Committee on Contingent Expenses.

Vote on Adoption of Senate Resolution 776 Reconsidered and Spread on Journal

Senator Schwartz moved that the vote by which S. R. No. 776 was

adopted on yesterday be reconsidered and the motion to reconsider be spread on the Journal under Senate Rule 53 (he having voted on the prevailing side).

Question—Shall S. R. No. 776 be adopted?

House Concurrent Resolution 129 on Second Reading

On motion of Senator Harrington, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 129, Commending the Port Arthur Police Department on their efforts toward educating and informing parents and children about the dangers of drug misuse.

The resolution was read.

On motion of Senator Harrington, and by unanimous consent, the resolution was considered immediately and was adopted.

Reports of Standing Committee

Senator Brooks by unanimous consent submitted the following reports:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 836, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman
BERNAL
AIKIN
BRIDGES
HERRING
MAUZY
McKOOL
PATMAN
WILSON

Austin, Texas.
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 1176, have had the same under consideration, and we are instructed to report

it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman
BERNAL
AIKIN
PATMAN
HERRING
WILSON

House Bill 1176 Ordered Not Printed

On motion of Senator Hightower and by unanimous consent H. B. No. 1176 was ordered not printed.

Leave of Absence

Senator Berry was granted leave of absence for the remainder of today on account of important business on motion of Senator Snelson.

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 on its second reading with an amendment by Senator Christie pending.

Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Pending discussion by Senator Christie of the amendment, Senator Kennard moved the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

The motion was lost by the following vote:

Yeas—5

Christie	Kennard
Creighton	Mauzy
Herring	

Nays—18

Aikin	Hightower
Bates	Jordan
Bernal	Patman
Blanchard	Ratliff
Bridges	Schwartz
Brooks	Snelson
Hall	Strong
Harrington	Wilson
Hazlewood	Word

Absent

Cole	Harris
Connally	McKool
Grover	Watson

Absent—Excused

Berry	Moore
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Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Report of Standing Committee

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs to which was referred H. B. No. 236, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
WORD

Recess

On motion of Senator Aikin the Senate at 11:55 o'clock a.m. took recess until 2:00 o'clock p.m. today.

After Recess

The President called the Senate to order at 2:00 o'clock p.m. today.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 30, A bill to be entitled "An Act relating to the creation, administration, powers, duties and financing of Cameron County Hospital District of Cameron County, Texas, by authority of Section 9, and in conformity with Section 13, both of Article IX, Constitution of the State of Texas; and declaring an emergency."

(With Amendment.)

S. B. No. 238, A bill to be entitled "An Act changing the name of the Corpus Christi State School to the Bruce Reagan State School; and declaring an emergency."

(With Amendment.)

S. B. No. 356, A bill to be entitled "An Act authorizing the creation, establishment, maintenance and oper-

ation of a hospital district coterminous with the territory of Willacy County, Texas, pursuant to Article IX, Section 9, Constitution of Texas, to be known as Willacy County Hospital District; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 385, A bill to be entitled "An Act providing for the creation of a conservation and reclamation district under the provisions of Section 59 of Article XVI, Constitution of Texas, to be known as 'Galveston County Flood Control District of Galveston County, Texas'; etc.; providing a severability clause; and declaring an emergency."

(With Amendments.)

S. B. No. 392, A bill to be entitled "An Act creating municipal courts of record in the city of Wichita Falls; prescribing the jurisdiction, organization, administration, procedure, and power of municipal courts; prescribing the practice in such courts and the appeals therefrom; providing for appointment of a judge, court reporter, clerk and personnel of such court; providing for conforming of the criminal jurisdiction of other courts thereto; and declaring an emergency."

(With Amendments.)

S. B. No. 454, A bill to be entitled "An Act relating to assessment of candidates in primary elections in certain counties and refund of those assessments in certain circumstances; prescribing a penalty for illegal refunds; amending Section 186a, Texas Election Code (Article 13.08a, Vernon's Texas Election Code); and declaring an emergency."

S. B. No. 482, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Bay Ridge Utility District'; etc.; and declaring an emergency."

(With Amendment.)

S. B. No. 497, A bill to be entitled "An Act relating to the establishment of the County Court at Law No. 3 of El Paso County; and declaring an emergency."

(With Amendments.)

S. B. No. 508, A bill to be entitled "An Act amending Section 1, Chapter 237, Acts of the 58th Legislature, 1963

(Article 2326j-26, Vernon's Texas Civil Statutes), relating to compensation of court reporters of the 24th and 135th Judicial Districts; and declaring an emergency."

S. B. No. 541, A bill to be entitled "An Act relating to the description of certain waters in Calhoun County where certain netting is prohibited; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 545, A bill to be entitled "An Act authorizing creation of the Dickens County Hospital District; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 613, A bill to be entitled "An Act relating to the salaries of county officials in certain counties; amending Subsection (a), Section 8, Chapter 427, Acts of the 54th Legislature, 1955, as amended (Article 3883i, Vernon's Texas Civil Statutes); and declaring an emergency."

(With Amendments.)

H. B. No. 664, A bill to be entitled "An Act relating to the design and construction of buildings and improvements at facilities under control and management of the Texas Department of Mental Health and Mental Retardation; amending Article 2, Chapter 67, Acts of the 59th Legislature, Regular Session, 1965, as amended, (codified as Article 5547-202, Vernon's Texas Civil Statutes); providing for the repeal of conflicting statutes; and declaring an emergency."

S. B. No. 688, A bill to be entitled "An Act relating to the salary of investigators and assistant district attorneys of McLennan County; etc.; and declaring an emergency."

S. B. No. 689, A bill to be entitled "An Act amending Subsection (a), Section 4, Chapter 427, Acts of the 54th Legislature, 1955, as added (Article 3883i, Vernon's Texas Civil Statutes), relating to compensation of county officials in certain counties; and declaring an emergency."

S. B. No. 704, A bill to be entitled "An Act amending Statutes relating to the San Antonio River Authority; providing that this Act supersedes and controls in the event of conflict between it and other laws or parts of laws; providing that the provisions of

this Act are severable; and declaring an emergency."

(With Amendments.)

S. B. No. 708, A bill to be entitled "An Act amending Chapter 518, Acts of the 54th Legislature creating Trinity River Authority of Texas, as amended; etc.; and declaring an emergency."

S. B. No. 709, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Hueco Valley Utility District'; etc., and declaring an emergency."

S. B. No. 710, A bill to be entitled "An Act amending Chapter 279, Acts of the 56th Legislature, Regular Session, 1959, as amended (Article 8280-228, Vernon's Texas Civil Statutes), by adding a Section 16A permitting the Red River Authority to contract with Eldorado, Oklahoma, for the sale of water; and declaring an emergency."

S. B. No. 712, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Tigua-Hueco Utility District'; etc., and declaring an emergency."

The House concurred in Senate amendments to H. C. R. 89 by a non-record vote.

H. C. R. No. 130, Requesting the Governor to return House Bill No. 504 to the Senate for further consideration.

S. C. R. No. 82, Expressing appreciation to Mr. Van Hemert.

S. C. R. No. 86, Welcoming the Honorable Ronald Reagan, Governor of the State of California, to the State of Texas.

S. B. No. 729, A bill to be entitled "An Act amending Acts 1961, 57th Legislature, First Called Session, Chapter 32, governing El Paso County Water Authority; etc.; and declaring an emergency."

S. B. No. 743, A bill to be entitled "An Act amending Article IV, Chapter 173, Acts of the 47th Legislature, 1941 (codified as Article 6687b of Vernon's Texas Civil Statutes), re-

lating to the issuance of driver's licenses and regulations pertaining thereto; etc.; and declaring an emergency."

(With Amendments.)

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives
(Senator Jordan in the Chair.)

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 on its second reading and passage to third reading with an amendment by Senator Christie pending.

Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Senate Bill 392 With House Amendments

Senator Hightower called S. B. No. 392 from the President's Table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and the following House amendments before the Senate:

Committee Amendment No. 1

Amend S. B. No. 392, first printing, as follows:

(1) Delete on line 14, page 2, "in the following manner" and substitute "by the Board of Aldermen."

(2) Delete Subsections (a) and (b) of Section 4 and reletter Subsections (c)-(g) as (a)-(e).

(3) Delete on line 47, page 2, "which may not be less than \$12,000 per annum."

(4) Delete the second and third sentences in Section 42.

(5) Delete on line 46, page 8, "pay" and substitute "deposit."

(6) Delete on lines 46-48, page 8, "other funds collected by him into the treasury of the city under such regulations as may be determined by the governing body of the city" and substitute "cash bonds directly into the general fund of the city."

(7) Delete Section 43 and renumber Sections 44-46 as 43-45.

(8) Insert a new Section 8a to read as follows:

Section 8a. That testimony, exhibits or evidence given by any witness in

the course of any proceeding in such Municipal Courts shall be solely for the purpose of such proceedings or appeal therefrom and, in any other civil proceeding, evidence relating to such testimony, exhibits, evidence or reproductions thereof shall be privileged and not admissible for any purpose.

Committee Amendment No. 2

Amend S. B. No. 392 by deleting in lines 48 and 49, page 1, "Article 802, Texas Penal Code, 1925, as amended,".

Committee Amendment No. 3

Amend S. B. 392 by deleting the semicolon and the word "and" immediately following the word "courts" on line 48, page 5 of the first printing of such bill.

Floor Amendment No. 1

Amend Senate Bill No. 392, first House printing, as follows:

(1) On page 1, line 43, delete the following words: "arising within 5,000 feet outside the territorial limits of the city, and".

(2) On page 3, on lines 30, 31, and 32, change "(7)" to "(8)," "(8)" to "(9)," and "(9)" to "(10)," and add the following between lines 29 and 30:

"(7) Judgment of the court, if any,"

The House amendments were read.

Senator Hightower moved that the Senate concur in the House amendments.

The motion prevailed.

House Concurrent Resolution 130 on Second Reading

On motion of Senator Patman, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 130, Requesting the Governor to return House Bill No. 504 to the Senate for further consideration.

The resolution was read.

On motion of Senator Patman, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Bill 545 With House Amendment

Senator Hightower called S. B. No. 545 from the President's Table for consideration of the House amendment to the bill.

The Presiding Officer laid the bill and the following House amendment before the Senate:

Amendment No. 1

Amend S. B. No. 545 as amended by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. In accordance with the provisions of Article IX, Section 9, of the Constitution of the State of Texas, this Act shall be operative so as to authorize the creation, establishment, maintenance and operation of a hospital district within this state with boundaries coextensive with the boundaries of Dickens County, Texas, to be known as "Dickens County Hospital District" with such rights, powers and duties as provided in this Act.

Sec. 2. The district herein authorized to be created shall take over and there shall be transferred to it title to all lands, buildings, improvements and equipment in anywise pertaining to the hospitals or hospital system owned by Dickens County and any city or town within such county and thereafter the district shall provide for the establishment of a hospital system by the purchase, construction, acquisition, repair or renovation of buildings and equipment, and equipping same, and the administration thereof for hospital purposes. Such district shall assume the outstanding indebtedness incurred by any city or town within Dickens County or by Dickens County for hospital purposes prior to the creation of said district.

Sec. 3. The district shall not be created, nor shall any tax therein be authorized unless and until such creation and such tax are approved by a majority of the qualified property taxpaying electors of the area of the proposed district voting at an election called for such purpose. Such election may be called by a majority of the temporary or provisional directors or shall be called by said provisional directors upon presentation of a petition therefor signed by at least fifty (50) qualified property taxpaying electors

of the area of the proposed district. Such election shall be held not less than thirty-five (35) nor more than sixty (60) days from the date the election is ordered. The order calling the election shall specify the date, place or places of holding the election, the form of ballot, the presiding judge and alternate judge for each voting place and provide for clerks as in county elections. Notice of election shall be given by publishing a substantial copy of the election order in a newspaper of general circulation in the county once a week for two consecutive weeks, the first publication to appear at least thirty (30) days prior to the date established for the election. The failure of such election shall operate to prohibit the calling and holding of subsequent elections for the same purpose.

At said election there shall be submitted to the qualified property tax-paying electors of the area of the proposed district the proposition of whether the hospital district shall be created with authority to levy annual taxes at a rate not to exceed Seventy-five cents (75¢) on the One Hundred Dollars (\$100) valuation of taxable property within such district for the purpose of meeting the requirements of the district's bonds, indebtedness assumed by it, and its maintenance and operating expenses, and a majority of the qualified property tax-paying electors of the area of the proposed district voting at said election in favor of the proposition shall be sufficient for its adoption.

The form of ballot used at the election on the creation of the district shall be in conformity with Chapter 452, Acts of the 60th Legislature, Regular Session, 1967, so that ballots may be cast "FOR" or "AGAINST" the following proposition:

"The creation of DICKENS COUNTY HOSPITAL DISTRICT, providing for the levy of a tax not to exceed Seventy-five Cents (75¢) on each \$100 valuation, and providing for the assumption by such district of all outstanding bonds and indebtedness heretofore issued for hospital purposes by Dickens County Hospital District." Within ten (10) days after such election is held, the provisional directors of the district shall convene and canvass the returns of the election and, in the event such election results favorably to the proposition

specified in Section 3, the board shall so find and declare the hospital district established and created.

Sec. 4. Upon the effective date of this Act, the following named five (5) persons shall be and constitute the temporary or provisional directors of the said district:

R. K. Blackshear
Paige Gollihar
Robert McAteer
Spencer Campbell
Lloyd Roberson

and each of said directors shall subscribe to the Constitutional oath of office within sixty (60) days of the effective date of this Act. Should any of the named directors refuse to act or for any reason fail to qualify as herein required, the County Judge of Dickens County shall fill such vacancy. The terms of office of the first, third and fifth named directors shall expire on the first Saturday in April of the year following the election for the creation of the district, and the terms of the second and fourth named directors shall expire on the first Saturday in April of the second year following the election for the creation of the district. Successors shall be elected by a vote of the electors of the entire district for two-year terms.

The directors named herein and their successors in office shall hold office as provisional or temporary directors until such time as the creation of the district has been approved at an election as herein provided. At such time as the creation of the district is so approved and the returns of the election officially canvassed, the persons acting as provisional or temporary directors shall become permanent directors whose terms shall expire as hereinabove provided. Each permanent director and his successor in office shall qualify by executing the Constitutional oath of office, and such permanent directors, acting as a board, shall have and exercise the powers hereafter conferred on such board.

No person shall be a member of the board of directors of said hospital district unless he is a resident thereof and owns land subject to taxation therein and unless at the time of such election or appointment he shall be more than twenty-one (21) years of age.

The board of directors shall organize by electing one (1) of their num-

ber as president and one (1) of their number as vice-president. A secretary, who need not be a director, shall also be elected. Any three (3) members of the board of directors shall constitute a quorum and a concurrence of three (3) shall be sufficient in all matters pertaining to the business of the district. All vacancies in the office of director shall be filled for the unexpired term by appointment of the remainder of the board of directors. In the event the number of directors shall be reduced to less than three (3) for any reason, the remaining directors shall immediately call a special election to fill said vacancies, and upon failure to do so, a district court, upon application of any elector or taxpayer of the district, may issue a mandate requiring that such election be ordered by the remaining directors.

A regular election of directors shall be held on the first Saturday in April of each year and notice of such election shall be published in a newspaper of general circulation in the county one (1) time at least ten (10) days prior to the date of election. Any person desiring his name to be printed on the ballot as a candidate for director shall file a petition, signed by not less than twenty-five (25) qualified electors asking that such name be printed on the ballot, with the secretary of the board of directors of the district. Such petition shall be so filed at least twenty-five (25) days prior to the date of election.

Sec. 5. The board of directors shall manage, control and administer the hospital system and all funds and resources of the district, but in no event shall any operating, depreciation or building fund reserves be invested in any funds or securities other than those specified in Articles 836 or 837, Revised Civil Statutes of Texas, 1925, as amended. The district, through its board of directors, shall have the power and authority to sue and be sued, to promulgate rules and regulations governing the operation of the hospital, hospital system, its staff and its employees. The board of directors shall appoint a qualified person to be known as the administrator or manager of the hospital district and may in its discretion appoint an assistant to the administrator or manager. Such administrator or manager and assistant administrator or manager if any, shall serve at the will of the

board and shall receive such compensation as may be fixed by the board. The administrator or manager shall, upon assuming his duties, execute a bond payable to the hospital district in an amount to be set by the board of directors, in no event less than Five Thousand Dollars (\$5,000), conditioned that he shall perform the duties required of him, and containing such other conditions as the board may require. The administrator or manager shall supervise all the work and activities of the district and shall have general direction of the affairs of the district, subject to the limitations as may be prescribed by the board. The board of directors shall have the authority to appoint to the staff such doctors as it may be deemed necessary for the efficient operation of the district, and may provide for temporary appointments to the staff if warranted by circumstances. The board may delegate to the administrator or manager the authority to employ technicians, nurses and employees of the district. Such board shall be authorized to contract with any other political subdivision or governmental agency whereby the district will provide investigatory or other services as to the medical, hospital, or welfare needs of the inhabitants of the district and shall be authorized to contract with any county or incorporated municipality located outside its boundaries for the care and treatment of the sick, diseased or injured persons of any such county or municipality, and shall have the authority to contract with the State of Texas, or agencies of the federal government for the treatment of sick, diseased or injured persons.

Sec. 6. The district shall be operated on the basis of a fiscal year commencing on July 1 of each year and ending on June 30 of the following year, and it shall cause an audit to be made of the financial condition of said district, which together with other records of the district shall be open to inspection at the principal office of the district. The administrator or manager shall prepare an annual budget for approval by the board of directors. The budget shall also contain a complete financial statement of the district showing all outstanding obligations of the district, the cash on hand to the credit of each and every fund of the district, the funds

received from all sources during the previous year, the funds available from all sources during the ensuing year, with balances expected at year end of the year in which the budget is being prepared, and estimated revenues and balances available to cover the proposed budget and the estimated tax rate which will be required. A public hearing on the annual budget shall be held by the board of directors after notice of such hearing has been published one (1) time at least ten (10) days before the date set therefor. Any property taxpayer of the district shall have the right to be present and participate in said hearing. At the conclusion of the hearing, the budget, as proposed by the administrator, shall be acted upon by the board of directors. The board of directors shall have authority to make such changes in the budget as in their judgment the law warrants and the interest of the taxpayers demand. No expenditure may be made for any expense not included in the annual budget or an amendment thereto. The annual budget may be amended from time to time as the circumstances may require, but the annual budget and all amendments thereto, shall be approved by the board of directors. As soon as practicable after the close of each fiscal year, the administrator or manager shall prepare for the board a full sworn statement of all moneys belonging to the district and a full account of the disbursements of same.

Sec. 7. The board of directors shall have the power and authority to issue and sell its bonds in the name and upon the faith and credit of such hospital district for the purchase, construction, acquisition, repair or renovation of buildings and improvements and equipping the same for hospital purposes, and for any or all of such purposes. At the time of the issuance of any bonds by the district a tax shall be levied by the board sufficient to create an interest and sinking fund to pay the interest on and principal of said bonds as same mature, providing such tax together with any other taxes levied for said district shall not exceed Seventy-five Cents (75¢) on each One Hundred Dollars valuation of taxable property in any one year. No bonds shall be issued by such hospital district except refunding bonds until authorized by a majority of the qualified electors of the district who

own taxable property therein and who have duly rendered the same for taxation voting at an election called for such purpose. The order for bond election shall specify the date of the election, the amount of bonds to be authorized, the maximum maturity thereof, the maximum rate of interest they are to bear, the place or places where the election shall be held, the presiding judge and alternate judge for each voting place and provide for clerks as in county elections. Notice of any bond election (except one held under the provisions of Section 8, in which instance notice shall be given as provided in Section 3) shall be given as provided in Article 704, Revised Civil Statutes of Texas, 1925, as amended, and shall be conducted in accordance with the general laws of Texas pertaining to general elections, except as modified by the provisions of this Act.

Refunding bonds of the district may be issued for the purpose of refunding and paying off any outstanding indebtedness it has issued or assumed. Such refunding bonds may be sold and the proceeds thereof applied to the payment of outstanding indebtedness, or may be exchanged in whole or in part for not less than a like principal amount of such outstanding indebtedness provided that, if refunding bonds are to be exchanged for a like amount of said outstanding indebtedness, such refunding bonds shall bear interest at the same or lower rate than borne by the debt refunded, unless it is shown mathematically that a saving will result in the total amount of interest to be paid on said refunding bonds, and provided further that if such refunding bonds are to be sold and the proceeds thereof applied to the payment of any such outstanding indebtedness, same shall be issued and payments made in the manner specified by Article 717k, Revised Civil Statutes of Texas, 1925, as amended.

Bonds of the district shall bear interest not to exceed six per centum (6%) per annum, shall mature within forty (40) years of their date, shall be executed in the name of the hospital district and in its behalf by the president of the board and countersigned by the secretary in the manner provided by Article 717j-1, Revised Civil Statutes of Texas, 1925, as amended, and shall be subject to the

same requirements in the manner of approval by the Attorney General of Texas and registration by the Comptroller of Public Accounts of the State of Texas as are by law provided for approval and registration of bonds issued by counties. Upon the approval of such bonds by the Attorney General and registration by the Comptroller, the same shall be incontestable for any cause.

Sec. 8. A petition for an election to create the hospital district (as provided in Section 3) may incorporate a request that a separate proposition be submitted at such election as to whether the board of directors of the district (in the event same is created) shall be authorized to issue bonds for the purposes specified in Section 7. Such petition shall specify the maximum amount of bonds to be issued, their maximum maturity and maximum interest rate, and the same shall be included in the proposition submitted at the election. The temporary board (upon its own motion) may submit a proposition on whether bonds will be issued for the purposes specified in Section 7 irrespective of whether a petition so requests and irrespective of whether a petition is presented.

Sec. 9. In addition to the power to issue bonds payable from taxes levied by the district, as contemplated by the preceding section, the board of directors is further authorized to issue, and to refund any previously issued revenue bonds for purchasing, constructing, acquiring, repairing, equipping or renovating buildings and improvements for hospital purposes, and for acquiring sites therefor, such bonds to be payable from and secured by a pledge of all or any part of the revenues of the district to be derived from the operation of its hospital or hospitals, and such bonds may be additionally secured by a mortgage or deed of trust lien on any part or all of its properties. Such bonds shall be issued in the manner and in accordance with the procedures and requirements specified for the issuance of revenue bonds by County Hospital Authorities in Sections 8 and 10 through 13 of Chapter 122, Acts of the 58th Legislature, Regular Session, 1963 (codified as Article 4494r, V.A.T.C.S.).

Sec. 10. The board of directors is hereby given complete discretion as to the type of buildings (both as to number and location) required to establish and maintain an adequate hospital

system. The hospital system may include domiciliary care and treatment of the sick, wounded and injured, outpatient clinic or clinics, dispensaries, geriatric domiciliary care and treatment, convalescent home facilities, necessary nurses, domiciliaries and training centers, blood banks, community mental health centers and research centers or laboratories, and any other facilities deemed necessary for hospital care by the directors. The district, through its board of directors, is further authorized to enter into an operating or management contract with regard to its facilities or a part thereof, or may lease all or part of its buildings and facilities upon terms and conditions considered to be to the best interest of its inhabitants, provided that in no event shall any lease be for a period in excess of twenty-five (25) years from the date entered. The district shall be empowered to sell or otherwise dispose of any property (real or personal) or equipment of any nature upon terms and conditions found by the board to be in the best interest of its inhabitants.

The board of directors of such district shall have the power to prescribe the method and manner of making purchases and expenditures by and for such hospital district, and shall also be authorized to prescribe all accounting and control procedures. All contracts for construction or purchases involving the expenditure of more than Two Thousand Dollars (\$2,000) may be made only after advertising in the manner provided by Article 2368a, Revised Civil Statutes of Texas, 1925, as amended. The provisions of Article 5160 relating to performance and payment bonds shall apply to construction contracts let by the district. The district may acquire equipment for use in its hospital system and mortgage or pledge the property so acquired as security for the payment of the purchase price, but any such contract shall provide for the entire obligation of the district to be retired within five (5) years from the date of the contract. Except as permitted in the preceding sentence and as permitted by Sections 7, 8 and 9, the district may incur no obligation payable from any revenues of the district (tax or otherwise) except those on hand or to be on hand within the then current and following fiscal year of the district.

Sec. 11. The board of directors of

the district shall name one or more banks within its boundaries to serve as depository for the funds of the district. All funds of the district (except those invested as provided in Section 5, and those transmitted to a bank or banks of payment for bonds or obligations issued or assumed by the district) shall be deposited as received with the depository bank and shall remain on deposit, provided that nothing herein shall limit the power of the board to place a portion of such funds on time deposit or purchase certificates of deposit.

Sec. 12. The board of directors shall annually levy a tax of not to exceed the amount hereinabove permitted for the purpose of paying (1) the indebtedness assumed or issued by the district, but no tax shall be levied to pay principal or interest on revenue bonds issued under the provisions of Section 9 hereof, and (2) the maintenance and operating expenses of the district. In setting such tax rate the board shall take into consideration the income of the district from sources other than taxation. Upon determination of the amount of tax required to be levied, the board shall make such levy and certify the same to the Tax Assessor-Collector.

Sec. 13. All bonds issued and indebtedness assumed by the district shall be and are hereby declared to be legal and authorized investments of banks, savings banks, trust companies, building and loan associations, savings and loan associations, insurance companies, fiduciaries, trustees, guardians, and sinking funds of cities, towns, villages, counties, school districts, or other political subdivisions of the State of Texas, and for all public funds of the State of Texas or its agencies including the State Permanent School Fund. Such bonds and indebtedness shall be eligible to secure deposit of public funds of the State of Texas and public funds of cities, towns, villages, counties, school districts or other political subdivisions or corporations of the State of Texas, and shall be lawful and sufficient security for said deposits to the extent of their value when accompanied by all unmatured coupons appurtenant thereto.

Sec. 14. The district shall have the right and power of eminent domain for the purpose of acquiring by condemnation any and all property of any kind and character in fee simple, or any lesser interest therein, within

the boundaries of the district necessary or convenient to the powers, rights and privileges conferred by this Act, in the manner provided by the general law with respect to condemnation by counties, provided that the district shall not be required to make deposits in the registry of the trial court of the sum required by Paragraph 2 of Article 3268, Revised Civil Statutes of Texas, 1925, as amended, or to make bond as therein provided. In condemnation proceedings being prosecuted by the district, the district shall not be required to pay in advance or give bond or other security for costs in the trial court, nor to give any bond otherwise required for the issuance of a temporary restraining order or a temporary injunction nor to give bond for costs or for superseders on any appeal or writ of error.

Sec. 15. The directors shall have the authority to levy taxes for the entire year in which the district is established as the result of the election herein provided. All taxes of the district shall be assessed and collected on county tax values as provided in subsection (a) hereof unless the directors, by majority vote, elect to have taxes assessed and collected by its own tax assessor-collector under Subsection (b) hereof. Any such election may be made prior to December 1 annually and shall govern the manner in which taxes are thereafter assessed and collected, until changed by a similar resolution. Hospital tax shall be levied upon all taxable property within said district subject to hospital district taxation.

(a) Under this subsection, district taxes shall be assessed and collected on county tax values in the same manner as provided by law with relation to county taxes. The Tax Assessor-Collector of the county in which said district is situated shall be charged and required to accomplish the assessment and collection of all taxes levied by and on behalf of the district. The Assessor-Collector of Taxes shall charge and deduct from payments to the hospital district an amount as fees for assessing and collecting the taxes at a rate of one per cent (1%) of the taxes assessed and one per cent (1%) of the taxes collected, but in no event shall the amount paid exceed Five Thousand Dollars (\$5,000) in any one calendar year. Such fees shall be deposited in the officers salary fund of the county and reported as fees of office of the

County Tax Assessor-Collector. Interest and penalties on taxes paid to the hospital district shall be the same as in the case of county taxes. Discounts shall be the same as allowed by the county. The residue of tax collections after deduction of discounts and fees for assessing and collecting shall be deposited in the district's depository. The bond of the County Tax Assessor-Collector shall stand as security for the proper performance of his duties as assessor-collector of the district; or, if in the judgment of the district board of directors it is necessary, additional bond payable to the district may be required. In all matters pertaining to the assessment, collection and enforcement of taxes for the district, the County Tax Assessor-Collector shall be authorized to act in all respects according to the laws of the State of Texas relating to state and county taxes.

(b) Under this subsection, taxes shall be assessed and collected by a tax assessor-collector appointed by the directors, who shall also fix the term of his employment, compensation and requirement for bond to assure the faithful performance of his duties, but in no event shall such bond be for less than Five Thousand Dollars (\$5,000). The directors shall also annually appoint five persons to serve as a Board of Equalization and shall fix their compensation. Each member of the board and the tax assessor shall be residents of the district and own real property subject to hospital district taxation, and each shall have the same duties (including the obligation to execute the oath of office) as required by county officials exercising such powers and duties. Except as in this law provided to the contrary, all the provisions of Title 122, Revised Civil Statutes of Texas, 1925, as amended, shall apply to the district.

Sec. 16. The district may employ fiscal agents, accountants, architects and attorneys as the board may consider proper.

Sec. 17. Whenever a patient residing within the district has been admitted to the facilities thereof, the administrator or manager may cause inquiry to be made as to his circumstances and those of the relatives of such patient legally liable for his support. If he finds that such patient or said relatives are able to pay for his care and treatment in whole or in part, an order shall be made directing such patient or said relatives to pay to the hospital district for the care and sup-

port of such patient a specified sum per week in proportion to their financial ability. The administrator or manager shall have the power and authority to collect such sums from the estate of the patient or his relatives legally liable for his support in the manner provided by law for collection of expenses in the last illness of a deceased person. If the administrator or manager finds that such patient or said relatives are not able to pay either in whole or in part for his care and treatment in such hospital, same shall become a charge upon the hospital district as to the amount of the inability to pay. Should there be any dispute as to the ability to pay or doubt in the mind of the administrator or manager, the board of directors shall hear and determine same after calling witnesses, and shall make such order or orders as may be proper. Appeals from a final order of the board shall lie to the district court. The substantial evidence rule shall apply.

Sec. 18. The board of directors of the hospital district is authorized on behalf of such district to accept donations, gifts and endowments to be held in trust and administered by the board of directors for such purposes and under such directions, limitations and provisions as may be prescribed in writing by the donor not inconsistent with proper management and object of the hospital district.

Sec. 19. After creation of the hospital district, no municipality or political subdivision within the boundaries of the district shall have the power to levy taxes or issue bonds or other obligations for hospital purposes or for providing medical care. The said hospital district shall assume full responsibility for the operation of all hospital facilities for the furnishing of medical and hospital care for its needy inhabitants. When the district is created and established, the county and all towns and cities located therein shall convey and transfer to the district title to all lands, buildings, improvements and equipment in anywise pertaining to a hospital or hospital system which may be jointly or separately owned by the county or any city or town within said district. Operating funds and reserves for operating expenses which are on hand and funds which have been budgeted for hospital purposes by the county or any city or town therein for the remainder of the fiscal year in which the district is established shall likewise be transferred to said district, as

shall taxes theretofore levied for hospital purposes for the current year, and all sinking funds established for payment of indebtedness assumed by the district.

Sec. 20. The support and maintenance of the hospital district shall never become a charge against or obligation of the State of Texas, nor shall any direct appropriation be made by the Legislature for the construction, maintenance or improvement of any of the facilities of such district.

Sec. 21. If any of the provisions of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Sec. 22. Proof of publication of the notice required in the enactment hereof under the provisions of Section 9 of Article IX of the Texas Constitution has been made in the manner and form provided by law pertaining to the enactment of local and special laws, and such notice is hereby found and declared proper and sufficient to satisfy such requirement.

Sec. 23. The fact that there is urgent need to provide for the creation of the hospital district for Dickens County authorized by Article IX, Section 9, of the Texas Constitution creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The House amendment was read.

Senator Hightower moved that the Senate concur in the House amendment.

The motion prevailed.

Bills and Resolution Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the captions had been read, the following enrolled bills and resolution:

S. B. No. 10, A bill to be entitled "An Act amending Statutes by redefining powers of Committee on Law Enforcement Officers Standards and

Education; etc.; and declaring an emergency."

S. B. No. 242, A bill to be entitled "An Act increasing the authorized amount of the Texas Water Development Fund; eliminating the four (4%) per cent interest limitation and eliminating the limitation on the amount of bonds that may be sold in any six (6) months period; extending the maximum maturity period; etc.; and declaring an emergency."

S. B. No. 111, A bill to be entitled "An Act to require that those buildings and facilities constructed in the state by the use of federal, state, county, or municipal funds shall adhere to the principles prescribed by this Act in order to make these buildings and facilities accessible to, and useable by, the physically handicapped; and declaring an emergency."

S. B. No. 227, A bill to be entitled "An Act relating to the establishment of the Orange County Juvenile Board and the Juvenile Probation Department; providing for the powers and duties of the board and the department; providing for the financing of the board from county funds and of the department from certain court costs, certain fees, and county funds; and declaring an emergency."

S. B. No. 372, A bill to be entitled "An Act amending Acts, 1961, 57th Legislature of the State of Texas, Regular Session Chapter 349 by providing for power to purchase and sell necessary land, buildings, supplies, and equipment and methods of purchase; providing methods of disbursing funds; and declaring an emergency."

S. B. No. 449, A bill to be entitled "An Act authorizing additional regents for public and junior college districts presently operating under the provisions of Article 2815o-1b Acts of the 58th Legislature, Page 41, Chapter 1, Acts 1963, which have been or may be enlarged by the addition of one or more school districts from adjacent counties; etc.; and declaring an emergency."

S. B. No. 723, A bill to be entitled "An Act authorizing the Teacher Retirement System to photograph, microphotograph or film certain of its records; authorizing the destruction of original records; etc., and declaring an emergency."

S. B. No. 458, A bill to be entitled "An Act to amend the Texas Business Corporation Act, Acts of 1955, 54th Legislature, Chapter 64, as amended, by adding a new Article 5.16 relating to merger of subsidiary or subsidiaries into parent corporation; containing savings and partial invalidity clauses; and declaring an emergency."

S. C. R. No. 87, Making certain corrections in S. B. 415.

Reports of Standing Committees

Senator Brooks, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred S. B. No. 830, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman
BERNAL
AIKIN
MAUZY
PATMAN
BRIDGES
WILSON
McKOOL

Senator Aikin, by unanimous consent, submitted the following reports:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 705, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 389, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 823, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 32, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 827, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 959, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 486, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute

adopted in lieu thereof do pass and be printed.

AIKIN, Chairman.

C. S. S. B. No. 486 was read the first time.

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 534, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

AIKIN, Chairman.

House Bill 534 Ordered Not Printed

On motion of Senator Aikin and by unanimous consent H. B. No. 534 was ordered not printed.

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 on its second reading and passage to third reading with an amendment by Senator Christie pending.

Question—Shall the amendment by Senator Christie be adopted?

Committee Substitute

House Bill 749 on Second Reading

On motion of Senator Bernal, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C. S. H. B. No. 749, A bill to be entitled "An Act relating to reports of accidents by officers or agencies to the Department of Public Safety; etc.; and declaring an emergency."

The bill was read the second time.

Senator Herring offered the following amendment to the bill:

Section 1. Amend H. B. 749 by deleting all below the enacting clause and substituting in lieu thereof the following:

"Section 1. Sec. 47, Chap. 421, Acts of the 50th Leg., Reg. Ses., 1947 (Article 6701d, Vernon's Texas Civil Statutes), is amended to read as follows:

"Sec. 47. Accident reports. All ac-

cident reports made by persons involved in accidents, by garages, or peace officers shall be without prejudice to the individual so reporting and shall be privileged and for the confidential use of the Department or other State agencies having use for the records for accident prevention purposes, except that the Department may disclose the identity of a person involved in an accident when such identity is not otherwise known or when such person denies his presence at such accident, provided that accident reports submitted by peace officers after January 1, 1970, are public records open for inspection. After January 1, 1970, the Department shall provide a copy or copies of any peace officer's report submitted after that date to any person upon written request and payment of a Two Dollar (\$2) fee. Such copy may be certified by the Department for an additional fee of Two Dollars (\$2). In the event no report is on file the Department may certify such fact for a fee of Two Dollars (\$2). All fees collected under this Section shall be placed in the Operators and Chauffeurs License Fund and are hereby appropriated to be used by the Department in the administration of this Act.

"Sec. 2. Sections 39, 40, 41 and 42 of Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes) are hereby repealed.

"Sec. 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

The amendment was read and was adopted.

On motion of Senator Bernal, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

Committee Substitute

House Bill 749 on Third Reading

Senator Bernal moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that

H. B. No. 794 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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Bills and Resolutions Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

H. C. R. No. 121, In memory of John Patrick O'Sullivan.

H. C. R. No. 126, Memorial resolution for the Honorable W. Lee O'Daniel.

H. C. R. No. 130, Requesting the Governor to return H. B. No. 504 to the Senate for further consideration.

H. B. No. 146, A bill to be entitled "An Act authorizing creation of the Harrison County Hospital District; etc.; and declaring an emergency."

H. B. No. 541, A bill to be entitled "An Act amending Section 1, Article 26.05, Texas Code Criminal Procedure, 1965, so as to provide compensation from county funds for court-appointed counsel in habeas corpus hearings; and declaring an emergency."

H. B. No. 979, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59, of the Constitution of Texas, to be known as 'Gulfway Utility District'; etc., and declaring an emergency."

H. B. No. 456, A bill to be entitled "An Act to be known and cited as the Texas Tort Claims Act; etc., and declaring an emergency."

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 184, A bill to be entitled "An Act to amend Article 4551d, Chapter 9, Title 71, of the Revised Civil Statutes of Texas, as amended; amending Section 1 of Article 4551e, of Chapter 9, Title 71, of the Revised Civil Statutes of Texas, as amended; amending Article 4551b, of Chapter 9, Title 71, of the Revised Civil Statutes of Texas, as amended; amending Article 753, Chapter 7, Title 12, of the Revised Penal Code of Texas, as amended; and providing for severance, repealing and emergency clauses."

(With Amendments.)

S. B. No. 387, A bill to be entitled "An Act amending Acts 1933, 43 Legis., p. 91, Ch. 45, codified as Article 5159a Revised Civil Statutes of 1925, as amended by amending Sec-

tion 4 thereof dealing with the general prevailing rate of per diem wages; providing for severability; and declaring an emergency."

S. B. No. 740, A bill to be entitled "An Act regulating persons who purport to be able to detect deception or to verify truth of statements through the use of instrumentation as lie detectors, polygraphs, deceptographs, and/or similar or related devices and instruments; creating as an administrative board The Polygraph Examiners Board; etc.; and declaring an emergency."

(With Admendment.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bill 369 on Second Reading

On motion of Senator Wilson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 369, A bill to be entitled "An Act relating to the abolition of the office of county surveyor in certain counties; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 369 on Third Reading

Senator Wilson moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 369 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hall
Bates	Harrington
Bernal	Harris
Blanchard	Hazlewood
Bridges	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Mauzy
Creighton	McKool
Grover	Patman

Ratliff	Watson
Schwartz	Wilson
Snelson	Word
Strong	

Absent—Excused

Berry	Moore
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 684 on Second Reading

On motion of Senator Wilson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 684, A bill to be entitled "An Act amending statutes relating to qualifications of state bank examiners, etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 684 on Third Reading

Senator Wilson moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 684 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

Report of Standing Committee

Senator Hazlewood, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Finance to which was referred H. B. No. 1049, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

House Bill 1324 on Second Reading

On motion of Senator Wilson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 1324, A bill to be entitled "An Act relating to including certain of the waters of Toledo Bend Reservoir under the provisions of the Uniform Wildlife Regulatory Act for fishing; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 1324 on Third Reading

Senator Wilson moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 1324 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

House Bill 1092 on Second Reading

On motion of Senator McKool, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time

on its second reading and passage to third reading:

H. B. No. 1092, A bill to be entitled "An Act authorizing proration of taxes and release of tax liens on land acquired for public purposes; and declaring an emergency."

The bill was read second time.

Senator McKool offered the following amendment to the bill:

Amend House Bill No. 1092 by striking all below the enacting clause and substituting the following:

Section 1. Article 7151, Revised Civil Statutes of Texas, 1925, as last amended by Section 1, Chapter 484, Acts of the 52nd Legislature, Regular Session, 1951, is amended to read as follows:

"Article 7151. When to be rendered; condemning authorities considered owners when; proration of taxes

"Section 1. All property shall be listed for taxation between January 1st and April 30th of each year, when required by the assessor, with reference to the quantity held or owned on the first day of January in the year for which the property is required to be listed or rendered. Any property purchased or acquired on the first day of January shall be listed by or for the person purchasing or acquiring it. If any property has, by reason of any special law, contract, or fact, been exempt or has been claimed to be exempted from taxation for any period or limit of time, and such period of exemption shall expire between January 1st and December 31st of any year, said property shall be assessed and listed for taxes as other property; but the taxes assessed against said property shall be for only the pro rata of taxes for the portion of such year remaining.

"Provided further, that if the United States Government or any of its agencies or any other body politic having the power of condemnation shall take over the possession of property under authority of any law authorizing it to condemn said property, or under an option to buy said property from the owner, or under an agreement by the owner to sell said property, or shall comply with the laws relating to condemnation to such an extent as to entitle it to the possession of said property, or to constitute a taking thereof from the owner or person in whose name title rests, then such condemning authority shall

be considered the owner of said property for the purposes of all taxation from the date of taking possession thereof, or from the date of its complying with the condemnation laws to the extent that it is entitled to possession of said property, or from the date it has complied with the condemnation laws to the extent that there has been a taking of said property from the owner, whichever occurs first

"Section 2. During the tax year between January 1 and October 1, when title to or any interest in land being acquired by the United States or the State of Texas, or any of its agencies, including cities, towns, villages, water and conservation districts, flood control, levee, or waterway improvement districts, is voluntarily conveyed by the owner thereof or is acquired for public use by condemnation as provided by law, such agency's authorized tax official shall estimate the amount of taxes which would have been or will become due and payable for the year had the land not been acquired for public purposes.

"When such estimate of yearly taxes is determined as aforesaid, such tax official of the taxing authorities or agencies of this state shall prorate such taxes on the basis of the number of months the land remained in private ownership or control, such date to be determined by the date of conveyance to the government or the date of order of possession of the court having jurisdiction thereof, and shall certify same, and shall accept or collect said prorated taxes and issue his receipt therefor which receipt shall constitute a full and complete release of all taxes and shall be in full satisfaction of all such liens, express or inchoate, in favor of the tax units aforesaid. Such proration shall be based upon the tax assessed for the preceding year, unless the tax for the current year shall have been by then determined and set, in which event the proration shall be based on the new assessment and rate. The legally designated tax official shall account for the funds collected as herein provided in the same manner as required under existing law relating to such taxes."

Sec. 2. Title 122, Revised Civil Statutes of Texas, 1925, is amended by adding Article 7326a, to read as follows:

"Article 7326a. All taxes, penalties and interest to be included.

"In all suits to enforce the collec-

tion of delinquent taxes brought by any duly authorized and constituted taxing authority, in addition to all delinquent taxes which may then be due, all other taxes, plus interest and penalties thereon, as provided in Section (a), Article 7336 shall be computed and prorated by the tax collector and assessor of such taxing authority up to and including the date on which judgment is rendered in such suit, so as to cover all taxes, interest and penalties which would become payable on the lands on which such suit has been brought. Proration of taxes on the current year shall be based on the tax for the preceding year, unless the tax for the current year shall have been by then determined and set, in which event the proration shall be based on the new assessment and rate, and such proration made to the date on which judgment is given."

Sec. 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The amendment was read and was adopted.

Senator McKool offered the following amendment to the bill:

Amend House Bill No. 1092 by striking all above the enacting clause and substituting the following:

**A BILL
TO BE ENTITLED**

An Act authorizing proration of taxes, release of tax liens and collection of taxes on land acquired for public purposes, and the proration of taxes, penalties, and interest on land subject to sale for collection of delinquent taxes; amending Article 7151, Revised Civil Statutes of Texas, 1925, as amended; amending Title 122, Revised Civil Statutes of Texas, 1925, by adding Article 7326a; and declaring an emergency.

The amendment was read and was adopted.

The bill as amended was passed to third reading.

House Bill 1092 on Third Reading

Senator McKool moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 1092 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

House Bill 528 on Second Reading

On motion of Senator Bernal, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time

on its second reading and passage to third reading:

H. B. No. 528, A bill to be entitled "An Act relating to separate facilities for different races in mines; amending Article 5920, Revised Civil Statutes of Texas, 1925, and Article 1612, Penal Code of Texas, 1925; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 528 on Third Reading

Senator Bernal moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 528 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 254 on Second Reading

On motion of Senator Bernal, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 254, A bill to be entitled "An Act relating to segregated school census rolls; amending Article 2817, Revised Civil Statutes of Texas, 1925,

as amended; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 254 on Third Reading

Senator Bernal moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 254 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 112, Creating a Committee on State and Local Tax Policy.

H. C. R. No. 125, Donating the floodlights that are stored in the Capitol to Sutton Park.

S. B. No. 655, A bill to be entitled "An Act to amend Article 4411, Revised Civil Statutes of Texas, 1925,

relating to powers of the Attorney General; and declaring an emergency."

(With Amendments.)

S. B. No. 775, A bill to be entitled "An Act validating all proceedings including all revenue bonds and provisions for security and payment thereof, the terms and conditions of sale thereof, contracts, agreements, leases, operating agreements, options and other agreements, taken, had, made, entered into or executed by the governing bodies of all cities and towns, including home rule cities; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 788, A bill to be entitled "An Act amending chapter 370, Acts of the 57th Legislature, Regular Session, 1969 (Article 2615g, Vernon's Texas Civil Statutes), by adding a Section 10b conferring on the Board of Regents of the University of Houston the power to acquire and dispose of lands and other real property; providing for severability; and declaring an emergency."

H. C. R. No. 123, Expressing gratitude to Governor's Committee on Public School Education.

S. C. R. No. 88, Requesting House to return S. B. No. 781.

S. B. No. 781, A bill to be entitled "An Act creating the Texas Optometry Board and prescribing its membership, organization, powers, duties, and functions; etc.; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bill 12 Re-referred

On motion of Senator Brooks, and by unanimous consent, H. B. No. 12 was withdrawn from the Committee on Jurisprudence and re-referred to the Committee on State Departments and Institutions.

Senate Resolution 820

Senator Kennard, by unanimous consent, offered the following resolution:

Whereas, Mrs. Emma Long of Austin was the first woman ever to be

elected to a City Council in a major Texas city when in 1948, she won a special election to replace Homer Thornberry who was resigning to make his first race for Congress; and since her pioneering move, many outstanding women have served on city councils in Texas, and

Whereas, Mrs. Long was re-elected in 1949, 1951, 1953, 1955, and 1957, then retired from the Austin City Council after fighting battles for the people in many areas. And, in 1963 she returned to the City Council, being re-elected in 1965 and 1967, serving the last two years as mayor pro tem of Austin. This year, making her 10th campaign, she was defeated by 450 votes out of 37,000 cast, and today, May 15, 1969, Emma Long leaves the City Council of Austin, and

Whereas, Mrs. Long was the first woman to be a full-time member of the Capitol Press Corps, and continued for many years as a correspondent for Texas newspapers in the State Capitol, and

Whereas, The Members of the Texas Senate have watched Mrs. Long and her unswerving devotion to the best interests of the people as an unpaid member of the City Council of Austin, which is a second home to legislators who spend so much of their time in Austin, and

Whereas, Councilwoman and Mayor Pro Tem Emma Long is winding up, at least temporarily, a long career of public service, full of accomplishments and progress,

Now, therefore, be it resolved by the Senate of the State of Texas, That Mrs. Long be complimented for her long and devoted service, and that the Senate expresses its hope that her "vacation," beginning today, will be a happy one.

KENNARD
HERRING
WILSON
CREIGHTON
BERNAL
BROOKS
MAUZY
JORDAN
McKOOL

The resolution was read and was adopted.

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same be-

ing H. B. No. 498 on its second reading and passage to third reading with an amendment by Senator Christie pending.

Question—Shall the amendment to H. B. No. 498 by Senator Christie be adopted?

Report of Standing Committee

Senator Brooks, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 12, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman
MAUZY
BRIDGES
McKool
BERNAL
WILSON

House Bill 12 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 12 was ordered not printed.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 107, Providing for creation of an interim committee to be known as "Committee on Aid to Private Education."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 on its second reading and passage to third reading

with an amendment by Senator Christie pending.

Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Pending discussion by Senator Christie of the amendment, Senator Hightower occupied the Chair.

Pending further discussion by Senator Christie of the amendment, Senator Kennard moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Question on the motion to adjourn, "Yeas" and "Nays" were demanded.

The motion to adjourn was lost by the following vote:

Yeas—4

Christie	Kennard
Herring	Mauzy

Nays—21

Aikin	Jordan
Bates	McKool
Bernal	Patman
Blanchard	Ratliff
Bridges	Schwartz
Brooks	Snelson
Cole	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hightower	

Absent

Connally	Harrington
Creighton	Hazlewood

Absent—Excused

Berry	Moore
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Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Senate Bill 238 With House Amendment

Senator Bridges called S. B. No. 238 from the President's Table for consideration of the House amendment to the bill.

The Presiding Officer laid the bill and the following House amendment before the Senate:

Committee Amendment No. 1

Amend S. B. No. 238 by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. The principal administrative building of the Corpus Christi State School shall hereafter be known as the Bruce Reagan Building.

"Sec. 2. The Texas Department of Mental Health and Mental Retardation shall cause said building to be appropriately inscribed as the Bruce Reagan Building and shall affix to said building a suitable plaque dedicating it to the memory of the late Honorable Senator Bruce Reagan.

"Sec. 3. The fact that the late Senator Bruce Reagan provided the leadership and inspiration which resulted in the establishment of the Corpus Christi State School for mentally retarded citizens of Texas and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and the Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The House amendment was read.

Senator Bridges moved that the Senate concur in the House amendment.

The motion prevailed.

Senate Bill 356 With House Amendments

Senator Bridges called S. B. No. 356 from the President's Table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and the following House amendments before the Senate:

Committee Amendment No. 1

Amend Senate Bill 356 by striking out everything below Section 2 and inserting in lieu thereof the following:

Sec. 3. (a) The district shall not be created, nor shall any tax therein be authorized unless and until such creation and such tax are approved by a majority of the qualified property taxpaying electors of the area of the proposed district voting at an election called for that purpose. Such election may only be called by the Commissioners Court of Willacy County. Such election shall be held not less than 35 nor more than 60 days from the date the election is ordered. The order calling the election shall specify the date,

place or places of holding the election, the form of ballot, the presiding judge and alternate judge for each voting place, and provide for clerks as in county elections. The election order may provide that the entire district shall constitute one election precinct or the county election precincts may be combined for elections. Notice of election shall be given by publishing a substantial copy of the election order in a newspaper or newspapers which individually or collectively provide general circulation in the county or district once a week for two consecutive weeks, the first publication to appear at least 30 days prior to the date established for the election. The failure of such election shall not operate to prohibit the calling and holding of subsequent elections for the same purpose; provided, however, that no district election for confirmation can be held within 12 months of any preceding district election for confirmation, and, further provided, if this district is not confirmed within 60 months from the effective date of this Act, this Act is hereby repealed.

(b) At the election there shall be submitted to the qualified property taxpaying electors of the area of the proposed district the proposition of whether the hospital district shall be created with authority to levy annual taxes at a rate not to exceed 40 cents on the \$100 valuation of taxable property situated within the district subject to hospital district taxation for the purpose of meeting the requirements of the district's bonds, and its maintenance and operating expenses, and a majority of the qualified property taxpaying electors voting at said election in favor of the proposition shall be sufficient for its adoption.

(c) The form of ballot used at the election on the creation of the district shall be in conformity with Sections 61 and 62, Texas Election Code, as amended (Articles 6.05-6.07, Vernon's Texas Election Code), so that ballots may be cast "FOR" or "AGAINST" the following ballot proposition: "The creation of Willacy County Hospital District, providing for the levy of a tax not to exceed 40 cents on each \$100 valuation, upon all taxable property situated within said district, subject to hospital district taxation, for all hospital district purposes."

(d) Within 10 days after such election is held, the Commissioners Court shall convene and canvass the returns of the election, and if a majority of

the qualified property taxpaying electors voting at said election vote in favor of the proposition, they shall so find and declare the hospital district established and created.

Sec. 4. (a) Upon the effective date of this Act, the following nine persons Porfirio C. Cantu, Alpha G. Cannon, James B. Pinson, C. Jackson Scott, Elizabeth H. Todd, Robert F. Allen, John A. Morgan, Thomas J. Rains, and Oscar Cavazos, shall be and are hereby constituted the temporary or provisional directors of said district. Each temporary or provisional director shall subscribe the constitutional oath of office within 90 days of the effective date of this Act.

(b) Temporary directors shall serve for a period of two years or until the creation of the district is confirmed at an election, whichever date shall first occur. Any vacancy in the office of temporary director, whether by reason of failure to qualify or the occurring of a vacancy prior to the confirmation of the district at the election provided, shall be filled by appointment made by the Commissioners Court of Willacy County.

(c) At such time as the creation of the district is approved and the returns of the election officially canvassed, the persons then serving as temporary directors shall become permanent directors of the district, shall execute the constitutional oath of office as such, and divide themselves into two classes: Class One, four persons, to serve until the first Saturday in April next following; Class Two, five persons to serve until the first Saturday in April of the following year. Successors shall be elected by vote of the electors of the entire district for two year terms. Notice of each such election shall be published in a newspaper or newspapers which individually or collectively provide general circulation in the district one time at least 30 days prior to the date of the election. Any person desiring to have his name printed on the ballot as a candidate for director shall file a petition signed by at least 10 qualified property taxpaying electors asking that such name be printed on the ballot with the secretary of the board of directors. Such petition shall be filed with the secretary at least 10 days prior to the date of the election. Vacancies in office shall be filled for the unexpired term by the remainder of the permanent directors. Each member of the board of directors

shall execute a good and sufficient bond for \$5,000 payable to said district conditioned upon the faithful performance of his duties, and each bond shall be purchased at the expense of the district.

(d) No person shall be appointed or elected as a member of the temporary or permanent board of directors unless he is a resident of the district, a freeholder, and a qualified voter. Neither the administrator, an employee of the district, nor a member of the staff of the hospital shall be eligible to serve as a director.

(e) The board of directors, temporary and permanent, shall organize by electing one of their number as president and one of their number as vice president. A secretary, who need not be a director, shall also be elected. Officers shall be elected for a term of one year and vacancies shall be filled for the unexpired term by the board of directors, temporary or permanent. Any five members of the board of directors shall constitute a quorum and a concurrence of five shall be sufficient in all matters pertaining to the business of the district. All members of the board of directors and officers shall serve without compensation, but may be reimbursed for actual expenses incurred in the performance of their official duties upon the approval of such expenses by the board of directors and so reported in the minute book of the district or other records of the district.

Sec. 5. The board of directors shall manage, control, and administer the hospital system and all funds and resources of the district, but in no event shall any operating, depreciation or building fund reserves be invested in any funds or securities other than those specified in Articles 836 or 837, Revised Civil Statutes of Texas, 1925, as amended. The board is given full authority to establish rules and regulations relating to seniority of employees of the district (including a retirement plan based thereon) and may give effect to previous years of service for those employees who have been continuously employed in the operation or management of the hospital facilities acquired or constructed by the district. The district, through its board of directors, shall have the power and authority to sue and be sued, and shall be entitled to all causes of action and defenses enjoyed by similar authorities, to promulgate rules and regulations governing the oper-

ation of the hospital, hospital system, its staff and its employees. The board of directors may appoint a qualified person to be known as the administrator or manager of the hospital district and may in its discretion appoint an assistant or assistants to the administrator or manager. Such administrator or manager and assistant administrator or manager, if any, shall serve at the will of the board and shall receive such compensation as may be fixed by the board. The administrator or manager shall, upon assuming his duties, execute a bond payable to the hospital district in an amount to be set by the board of directors, in no event less than \$5,000 conditioned that he shall perform the duties required of him, and containing such other conditions as the board may require. The administrator or manager shall supervise all the work and activities of the district and shall have general direction of the affairs of the district, subject to the limitations as may be prescribed by the board. The board of directors shall have the authority to appoint to or dismiss from the staff such doctors as it may be deemed necessary for the efficient operation of the district, and may provide for temporary appointments to the staff if warranted by circumstances. The board may delegate to the administrator or manager the authority to employ technicians, nurses, and employees of the district. Such board shall be authorized to contract with any other political subdivision or governmental agency whereby the district will provide investigatory or other services as to the hospital, or welfare needs of the inhabitants of the district and shall be authorized to contract with any county or incorporated municipality located outside its boundaries for the hospitalization of the sick, diseased, or injured persons of any such county or municipality, and shall have the authority to contract with the State of Texas or agencies of the federal government for the hospital treatment of sick, diseased or injured persons. The hospital district created by this Act is authorized to purchase from any city hospital within the district, and each said authority is hereby authorized to sell to said hospital district, any and all hospital facilities, including all lands, buildings, equipment and properties owned by them upon such terms and for such prices as they may mutually agree. If any

such hospital authority sells its facilities to the district, that authority shall no longer be authorized to perform hospital services within the boundaries of the district herein authorized nor issue bonds therefor.

Sec. 6. The district shall be operated on the basis of a fiscal year commencing on July 1 of each year and ending June 30 of the following year, and it shall cause an independent audit to be made of the financial condition of said district, which, together with other records of the district, shall be open to inspection at the principal office of the district, such audit to be made covering such fiscal year, and the same shall be filed at the office of the district as soon as it is completed. The administrator or manager shall prepare an annual budget for approval by the board of directors. This budget shall also contain a complete financial statement of the district showing all outstanding obligations of the district, the cash on hand to the credit of each and every fund of the district, the funds received from all sources during the previous year, the funds available from all sources during the ensuing year, with balances expected at end of the year in which the budget is being prepared, and estimated revenues and balances available to cover the proposed budget and the estimated tax rate which will be required, and the proposed expenditures and disbursements and the estimated receipts and collections for the following fiscal year. A public hearing on the annual budget shall be held by the board of directors after notice of such hearing has been published one time at least 10 days before the date set therefor. Notice of the budget hearing shall be published in a newspaper or newspapers which individually or collectively provide general circulation in the hospital district. Any property taxpayer of the district shall have the right to be present and participate in said hearing. At the conclusion of the hearing, the budget, as proposed by the administrator, shall be acted upon by the board of directors. The board of directors shall have authority to make such changes in the budget as in their judgment the law warrants and the interest of the taxpayers demand. No expenditure may be made for any expense not included in the annual budget or an amendment thereto. The annual budget may be amended from time to time as the circumstances may

require, but the annual budget, and all amendments thereto, shall be approved by the board of directors. As soon as practicable after the close of each fiscal year, the administrator or manager shall prepare for the board a full sworn statement of all moneys belonging to the district and a full account of the disbursements of same.

Sec. 7. (a) The board of directors shall have the power and authority to issue and sell its bonds in the name and upon the faith and credit of such hospital district for the purchase, construction, acquisition, repair, or renovation of buildings, and improvements and equipping the same for hospital purposes, and for any or all of such purposes. At the time of the issuances of any bonds by the district a tax shall be levied by the board sufficient to create an interest and sinking fund to pay the interest on and principal of said bonds as same mature, providing such tax, together with any other taxes levied for said district, shall not exceed the rate of tax voted under the provisions of Section 3 of this Act. No bonds shall be issued by such hospital district except refunding bonds until authorized by a majority of the qualified property taxpaying electors of the district voting at an election called for such purpose. The order for bond election shall specify the date of the election, the amount of bonds to be authorized, the maximum rate of interest they are to bear, the place or places where the election shall be held, the presiding judge and alternate judge for each voting place, and provide for clerks as in county elections. Except as to a bond election held pursuant to the provisions of Subsection (b) of this section, where notice shall be given as provided in Section 3, notice of any bond election shall be given as provided in Article 704, Revised Civil Statutes of Texas, 1925, as amended, and shall be conducted in accordance with the general laws of Texas pertaining to general elections, except as modified by the provisions of this Act.

(b) A separate proposition may be submitted at the election for the creation or confirmation of the district as to whether the board of directors, in the event the district is created, shall be authorized to issue bonds for any one or more of the foregoing purposes. The proposition, if submitted, shall specify the purpose for which the bonds are to be issued, the maximum amount of bonds then pro-

posed to be issued, the maximum maturity, and the maximum interest rate.

(c) Refunding bonds of the district may be issued for the purpose of refunding and paying off any outstanding indebtedness issued. Such refunding bonds may be sold and the proceeds therefrom applied to the payment of outstanding indebtedness, or may be exchanged in whole or in part for not less than a like principal amount of such outstanding indebtedness provided that, if refunding bonds are to be exchanged for a like amount of said outstanding indebtedness, such refunding bonds shall bear interest at the same or lower rate than borne by the debt refunded, unless it is shown mathematically that a saving will result in the total amount of interest to be paid on said refunding bonds, and provided further that if such refunding bonds are to be sold and the proceeds thereof applied to the payment of any such outstanding indebtedness, same shall be issued and payments made in the manner specified by Chapter 503, Acts of the 54th Legislature, Regular Session, 1955, as amended (Article 717k, Vernon's Texas Civil Statutes).

(d) Bonds of the district shall bear interest not to exceed six and one-half percent a year, shall mature within 40 years of their date, shall be executed in the name of the hospital district and in its behalf by the president of the board and countersigned by the secretary in the manner provided by Chapter 204, Acts of the 57th Legislature, Regular Session, 1961, as amended (Article 717j-1, Vernon's Texas Civil Statutes), and shall be subject to the same requirements in the matter of approval by the Attorney General of Texas and registration by the Comptroller of Public Accounts of the State of Texas as are by law provided for approval and registration of bonds issued by counties. Upon the approval of such bonds by the Attorney General and registration by the Comptroller, the same shall be incontestable for any cause.

Sec. 8. In addition to the power to issue bonds payable from taxes levied by the district, as contemplated by the preceding section, the board of directors is further authorized to issue and to refund any previously issued revenue bonds for purchasing, constructing, acquiring, repairing, equipping, or renovating buildings and improvements for hospital pur-

poses, and for acquiring sites therefor, such bonds to be payable from and secured by a pledge of all or any part of the revenues of the district to be derived from the operation of its hospital or hospitals, and such bonds may be additionally secured by a mortgage or deed of trust lien on any part or all of its properties. Such bonds shall be issued in the manner and in accordance with the procedures and requirements specified for the issuance of revenue bonds by county hospital authorities in Sections 8, 10, 11, 12, and 13 of Chapter 122, Acts of the 58th Legislature, 1963 (Article 4494r, Vernon's Texas Civil Statutes).

Sec. 9. The board of directors is hereby given complete discretion as to the type of buildings, both as to number and location, required to establish and maintain an adequate hospital system. The hospital system may include facilities for domiciliary care of the sick, wounded, and injured, facilities for out-patient clinic or clinics, dispensaries, facilities for geriatric domiciliary care, convalescent home facilities, necessary nurses domiciliaries and training centers, blood banks, community mental health centers, and research centers or laboratories, and any other facilities deemed necessary for hospital care by the directors. The district, through its board of directors, is further authorized to enter into an operating or management contract with regard to its facilities or a part thereof, or may lease all or part of its buildings and facilities upon terms and conditions considered to be to the best interest of its inhabitants, provided that in no event shall any lease be for a period in excess of 25 years from the date entered. The district shall be empowered to sell or otherwise dispose of any property, real or personal, or equipment of any nature upon terms and conditions found by the board to be in the best interest of its inhabitants.

Sec. 10. The board of directors of such district shall have the power to prescribe the method and manner of making purchases and expenditures by and for such hospital district, and shall also be authorized to prescribe all accounting and control procedures. All contracts for construction or purchases involving the expenditure of more than \$2,000 may be made only after advertising in the manner provided by Chapter 163, Acts of the 42nd Legislature, Regular Session,

1931, as amended (Article 2368a, Vernon's Texas Civil Statutes). The provisions of Article 5160, Revised Civil Statutes of Texas, 1925, as amended relating to performance and payment bonds shall apply to construction contracts let by the district. The district may acquire equipment for use in its hospital system and mortgage or pledge the property so acquired as security for the payment of the purchase price, but any such contract shall provide for the entire obligation of the district to be retired within five years from the date of the contract. Except as permitted in the preceding sentence and as permitted by Sections 7 and 8, the district may incur no obligation payable from any revenues of the district, taxes or otherwise except those on hand or to be on hand within the then current and following fiscal year of the district.

Sec. 11. The board of directors of the district shall name one or more banks within its boundaries to serve as depository for the funds of the district. All funds of the district, except those invested as provided in Section 5, and those transmitted to a bank or banks as payment for bonds or obligations issued by the district, shall be deposited as received with the depository bank and shall remain on deposit, provided that nothing herein shall limit the power of the board to place a portion of such funds on time deposit or purchase certificates of deposit.

Sec. 12. The board of directors shall annually levy a tax of not to exceed the amount hereinabove permitted for the purpose of (1) paying the interest on and creating a sinking fund for bonds and other obligations which may be issued or assumed by the hospital district for hospital purposes as herein provided; (2) providing for the operation and maintenance of the hospital district and hospital system; and (3) for the purpose of making further improvements and additions to the hospital system, and for the acquisition of necessary sites therefor by purchase, lease or condemnation. In setting such tax rate the board shall take into consideration the income of the district from sources other than taxation. Upon determination of the amount of tax required to be levied, the board shall make such levy and certify the same to the tax assessor-collector of said district.

Sec. 13. All bonds issued hereunder

by the district shall be and are hereby declared to be legal and authorized investments of banks, savings banks, trust companies, building and loan associations, savings and loan associations, insurance companies, trustees, and sinking funds of cities, towns, villages, counties, school districts, or other political subdivisions of the State of Texas, and for all public funds of the State of Texas or its agencies including the state permanent school fund. Such bonds and indebtedness shall be eligible to secure deposit of public funds of the State of Texas and public funds of cities, towns, villages, counties, school districts, or other political subdivisions or corporations of the State of Texas, and shall be lawful and sufficient security for said deposits to the extent of their value when accompanied by all unmatured coupons appurtenant thereto.

Sec. 14. The district shall have the right and power of eminent domain for the purpose of acquiring by condemnation any and all property of any kind and character in fee simple, or any lesser interest therein, within the boundaries of the district necessary to the powers, rights and privileges conferred by this Act, in the manner provided by the general law with respect to condemnation by counties, provided that the district shall not be required to make deposits in the registry of the trial court of the sum required by paragraph 2 of Article 3268, Revised Civil Statutes of Texas, 1925, as amended, or to make bond as therein provided. In condemnation proceedings being prosecuted by the district, the district shall not be required to pay in advance or give bond or other security for costs in the trial court, nor to give any bond otherwise required for the issuance of a temporary restraining order or a temporary injunction nor to give bond for costs or for superseas on any appeal or writ of error.

Sec. 15. The directors shall have the authority to levy taxes for the entire year in which the district is established as the result of the election herein provided. All taxes of the district shall be assessed and collected on county tax values as provided in Subsection (1) hereof unless the directors, by majority vote, elect to have taxes assessed and collected by its own tax assessor-collector under Subsection (2) hereof. Any such election may be made prior to December 1 annually and shall govern the man-

ner in which taxes are thereafter assessed and collected, until changed by a similar resolution.

(1) Under this subsection, district taxes shall be assessed and collected on county tax values in the same manner as provided by law with relation to county taxes. The tax assessor-collector of the county in which said district is situated shall be charged and required to accomplish the assessment and collection of all taxes levied by and on behalf of the district. The assessor-collector of taxes shall charge and deduct from payments to the hospital district an amount as fees for assessing and collecting the taxes at a rate of not exceeding two percent of the amounts collected as may be determined by the board of directors, but in no event shall the amount paid exceed \$5,000 in any one calendar year. Such fees shall be deposited in the officers salary fund of the county and reported as fees of office of the county tax assessor-collector. Interest and penalties on taxes paid to the hospital district shall be the same as in the case of county taxes. Discounts shall be the same as allowed by the county. The residue of tax collections after deduction of discounts and fees for assessing and collecting shall be deposited in the district's depository. The bond of the county tax assessor-collector shall stand as security for the proper performance of his duties as assessor-collector of the district; or, if in the judgment of the district board of directors it is necessary, additional bond payable to the district may be required. In all matters pertaining to the assessment, collection and enforcement of taxes for the district, the county tax assessor-collector shall be authorized to act in all respects according to the laws of the State of Texas relating to state and county taxes.

(2) Under this subsection, taxes shall be assessed and collected by a tax assessor-collector appointed by the directors, who shall also fix the terms of his employment, compensation, and requirement for bond to assure the faithful performance of his duties, but in no event shall such bond be for less than \$5,000. The directors shall also annually appoint five persons to serve as a board of equalization and shall fix their compensation. Each member of the board and the tax assessor shall be residents of the district and own real property subject to hospital district taxation, and

each shall have the same duties, including the obligation to execute the oath of office, as required by county officials exercising such powers and duties. Except as in this law provided to the contrary, all the provisions of Title 122, Revised Civil Statutes of Texas, 1925, as amended, shall apply to the district.

Sec. 16. The district may employ fiscal agents, accountants, architects, and attorneys as the board may consider proper.

Sec. 17. Whenever a patient residing within the district has been admitted to the facilities thereof, the administrator or manager may cause inquiry to be made as to his circumstances and those of the relatives of such patient legally liable for his support. If he finds that such patient or said relatives are able to pay for his care and treatment in whole or in part, an order shall be made directing such patient or said relatives to pay to the hospital district for the care and support of such patient a specified sum per week in proportion to their financial ability. The administrator or manager shall have power and authority to collect such sums from the estate of the patient or his relatives legally liable for his support in the manner provided by law for collection of expenses in the last illness of a deceased person. If the administrator or manager finds that such patient or said relatives are not able to pay either in whole or in part for his care and treatment in such hospital, same shall become a charge upon the hospital district as to the amount of the inability to pay. Should there be any dispute as to the ability to pay or doubt in the mind of the administrator or manager, the board of directors shall hear and determine same after calling witnesses, and shall make such order or orders as may be proper. Appeals from the final order of the board shall lie to the district court. The substantial evidence rule shall apply.

Sec. 18. The board of directors of the hospital district is authorized on behalf of such district to accept donations, gifts, and endowments to be held in trust and administered by the board of directors for such purposes and under such directions, limitations, and provisions as may be prescribed in writing by the donor not incon-

sistent with proper management and object of the hospital district.

Sec. 19. After creation of the hospital district, no municipality or political subdivision within or having the same boundaries of the district shall have the power to levy taxes or issue bonds or other obligations for hospital purposes or for providing medical care. The said hospital district shall assume full responsibility for the operation of all hospital facilities for the furnishing of medical and hospital care for its needy inhabitants.

Sec. 20. The support and maintenance of the hospital district shall never become a charge against or obligation of the State of Texas, nor shall any direct appropriation be made by the Legislature for the construction, maintenance, or improvement of any of the facilities of such district.

Sec. 21. In carrying out the purposes of this Act, the district will be performing an essential public function and any bonds issued by it and their transfer and the issuance therefrom, including any profits made in the sale thereof, shall at all times be free from taxation by the state or any municipality or political subdivision thereof.

Sec. 22. Nothing in this Act shall be construed to violate any provision of the Federal or State Constitutions, and all acts done under this Act shall be in such manner as will conform thereto, whether expressly provided or not. Where any procedure hereunder may be held by any court to be violative of either of such constitutions, the District shall have the power by resolution to provide an alternative procedure conformable with such Constitutions. If any provision of this Act should be invalid, such fact shall not affect the authorization for the creation of the District or the validity of any other provisions of this Act, and the Legislature hereby declares that it would have created the District and enacted the valid provisions of this Act notwithstanding the invalidity of any other provision or provisions hereof.

Sec. 23. Proof of publication of the notice required in the enactment hereof under the provisions of Article IX, Section 9, of the Texas Constitution has been made in the manner and form provided by law pertaining to the enactment of local and special

laws, and such notice is hereby found and declared proper and sufficient to satisfy such requirement.

Sec. 24. The fact that there is urgent need to provide for the creation of the hospital district authorized by Article IX, Section 9, of the Texas Constitution creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and this Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Amendment No. 1

Amend Subsection (c), Section 4 of Committee Amendment No. 1 of S. B. 356 to read as follows:

(c) At such time as the creation of the district is approved and the returns of the election officially canvassed, the persons then serving as temporary directors shall become permanent directors of the district, shall execute the constitutional oath of office as such, and divide themselves into two classes; Class One, four persons, to serve until the first Saturday in April next following, Class Two, five persons to serve until the first Saturday in April of the following year. Successors shall be elected for two-year terms. Except for the initial Board of Directors, two directors are elected from each commissioner's precinct and one director is elected from the district at large. A candidate for director files for election by place number and the place numbers are as follows:

- (1) precinct 1—place 1 and place 2
- (2) precinct 2—place 3 and place 4
- (3) precinct 3—place 5 and place 6
- (4) precinct 4—place 7 and place 8
- (5) district at large—place 9

Class One shall consist of places 1, 3, 5, and 7, and Class Two shall consist of places 2, 4, 6, 8, and 9. Notice of each such election shall be published in a newspaper or newspapers which individually or collectively provide general circulation in the district one time at least 30 days prior to the date of the election. Any person desiring to have his name printed on the ballot as a candidate for director shall file a petition signed by at least 10 qualified property taxpaying electors asking that such name be printed on the ballot with the secretary of

the board of directors. Such petition shall be filed with the secretary at least 10 days prior to the date of the election. The qualified electors within each precinct may vote for one candidate for director for each place in his precinct and for one candidate for place nine. The candidate for each place receiving the largest number of votes cast for that place is elected as a director. Vacancies in office shall be filled for the unexpired term of the remainder of the permanent directors. Each member of the board of directors shall execute a good and sufficient bond for \$5,000 payable to said district conditioned upon the faithful performance of his duties, and each bond shall be purchased at the expense of the district.

Committee Amendment 2

Amend Senate Bill 356 by striking out everything above the enacting clause and inserting in lieu thereof the following:

A BILL TO BE ENTITLED

An Act relating to the creation, administration, powers, duties, and financing of Willacy County Hospital District of Willacy County, Texas, by authority of Section 9, Article IX, Constitution of the State of Texas; and declaring an emergency.

The House amendments were read.

Senator Bridges moved that the Senate concur in the House amendments.

The motion prevailed.

Report of Standing Committee

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
May 14, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 795, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
HARRIS

HERRING
BLANCHARD
CREIGHTON
BROOKS
WORD

**Senate Bill 775 with House
Amendment**

Senator Harris called S. B. No. 775 from the President's table for consideration of the House amendment to the bill.

The Presiding Officer laid the bill and the following House amendment before the Senate:

Amendment No. 1

S. B. 775 is hereby amended in the House by adding thereto a new Section 2A, which new Section shall be and read as follows, to-wit:

"Section 2A. The provisions of this Act shall not serve to validate any proceedings the validity of which is being questioned on the effective date of this Act in any litigation in any court of competent jurisdiction in this State, if such proceedings are ultimately determined invalid in such litigation under the existing laws of this State."

The House amendment was read.

Senator Harris moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

**Senate Bill 541 with House
Amendment**

Senator Patman called S. B. No. 541 from the President's table for con-

sideration of the House amendment to the bill.

The Presiding Officer laid the bill and the following House amendment before the Senate:

Amendment No. 1

Amend S. B. 541 by Patman by changing the word, "and," on line 42 of the first printing, Official House Printing, to the word, "or."

The House amendment was read.

Senator Patman moved that the Senate concur in the House amendment.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry Moore

House Bill 12 on Second Reading

On motion of Senator Brooks, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 12, A bill to be entitled "An Act requiring vehicles operated on divided highways of this state to be driven in the right-hand lane of the right-hand roadway except in certain instances; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 12 on Third Reading

Senator Brooks moved that the Constitutional Rule and Senate Rule 30

requiring bills to be read on three several days be suspended and that H. B. No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Berry	Moore
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House Concurrent Resolution 125
on Second Reading

On motion of Senator Bernal, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 125, Donating the flood-lights that are stored in the Capitol to Sutton Park.

The resolution was read.

On motion of Senator Bernal, and by unanimous consent, the resolution was considered immediately and was adopted.

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 on its second reading and passage to third reading with an amendment by Senator Christie pending.

Question—Shall the amendment by Senator Christie to H. B. No. 498 be adopted?

Pending discussion by Senator Christie of the amendment, Senator Kennard moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

The motion to adjourn was lost by the following vote:

Yeas—4

Christie	Kennard
Herring	Mauzy

Nays—21

Aikin	Jordan
Bates	McKool
Bernal	Patman
Blanchard	Ratliff
Bridges	Schwartz
Brooks	Snelson
Grover	Strong
Hall	Watson
Harris	Wilson
Hazlewood	Word
Hightower	

Absent

Cole	Creighton
Connally	Harrington

Absent—Excused

Berry	Moore
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Pending further discussion by Senator Christie of his amendment, Senator Kennard moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Senator Blanchard raised the Point of order that no business had been

transacted since the last motion was made to adjourn.

The Presiding Officer (Senator Hightower in the Chair) sustained the Point of Order.

Senator Kennard then moved that the Senate take recess until 10:00 o'clock a.m. tomorrow.

Senator Blanchard raised the Point of Order that no business had been transacted since the last motion was made to adjourn or recess.

The Presiding Officer (Senator Hightower in the chair) sustained the Point of Order.

(Senator Strong in the Chair.)

Pending discussion by Senator Christie of the amendment, Senator Kennard moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

The motion to adjourn was lost.

On motion of Senator Blanchard the amendment by Senator Christie was tabled.

Senator Kennard offered the following amendment to the bill:

Amend House Bill 498 by deleting Section 7 and substituting in lieu thereof the following:

"Section 7. A complete teaching hospital for the school shall be furnished at no cost or expense to the State of Texas, and the State of Texas shall never contribute any funds for the construction, maintenance, or operation of a teaching hospital for the school. Said teaching hospital shall be located at Fort Worth, Texas."

The amendment was read.

Senator Brooks raised the Point of Order that the amendment seeks to amend a Section of the bill that had previously been defeated at the same stage of the bill.

The Presiding Officer (Senator Strong in the Chair) overruled the Point of Order.

(Senator Hightower in the Chair.)

Pending discussion by Senator Kennard of the amendment, Senator Brooks occupied the Chair.

Question—Shall the amendment by Senator Kennard to H. B. No. 498 be adopted?

House Bill and Resolutions on First Reading

The following bill and resolutions received from the House, were read the first time and referred to the Committees indicated:

H. C. R. No. 123, To Committee on Education.

H. C. R. No. 112, To Committee on Contingent Expenses.

H. B. No. 664, To Committee on State Departments and Institutions.

House Bill 498 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 498 on its second reading and passage to third reading with an amendment by Senator Kennard pending.

Question—Shall the amendment by Senator Kennard to H. B. No. 498 be adopted?

Friday, May 16, 1969

(President in the Chair.)

Pending discussion by Senator Kennard of the amendment, Senator Strong occupied the Chair.

(Senator Hightower in the Chair.)

Pending further discussion by Senator Kennard of the amendment, Senator Blanchard raised the Point of Order that Senator Kennard was not confining his remarks to the subject of the amendment.

The Presiding Officer (Senator Hightower in the Chair) sustained the Point of Order and requested that Senator Kennard confine his remarks to the subject of the amendment and stated that this was a First Warning.

Pending further discussion by Senator Kennard of the amendment, Senator Blanchard raised the Point of Order that Senator Kennard was not confining his remarks to the subject of the amendment.

The Presiding Officer (Senator Hightower in the Chair) sustained the Point of Order and requested that Senator Kennard confine his remarks

to the subject of the amendment and stated that this was a Second Warning.

On motion of Senator Kennard, and by unanimous consent, the pending amendment by Senator Kennard was withdrawn.

Senator Christie offered the following amendment to the bill:

Amend House Bill 498 by deleting Section 1 and substituting in lieu thereof the following:

"Section 1. There is hereby created the Texas Technological College School of Medicine at El Paso, hereinafter referred to as "The Medical School," a separate institution and not a department, school or branch of Texas Technological College, but under the direction, management and control of the Board of Directors of Texas Technological College or its successors."

The amendment was read.

Senator Blanchard raised the Point of Order that the amendment was not germane to the caption of the bill.

The Presiding Officer (Senator Hightower in the Chair) sustained the Point of Order.

Pending discussion by Senator Christie of the bill, Senator Aikin occupied the Chair.

(Senator Jordan in the Chair.)

Pending further discussion by Senator Christie of the bill, Senator Aikin occupied the Chair.

Senator Blanchard moved the Previous Question on the passage of H. B. No. 498 to third reading and the motion was duly seconded.

Question—Shall the Previous Question now be ordered?

The Previous Question was ordered by the following vote:

Yeas—14

Aikin	Hightower
Bates	Jordan
Bernal	McKool
Blanchard	Ratliff
Brooks	Snelson
Hall	Watson
Harrington	Word

Nays—9

Bridges	Kennard
Christie	Mauzy
Grover	Schwartz
Harris	Strong
Herring	

Absent

Cole	Hazlewood
Connally	Patman
Creighton	Wilson

Absent—Excused

Berry	Moore
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(Senator Hightower in the Chair.)

Senator Kennard moved that the Senate stand adjourned until 11:00 o'clock a.m. today.

The motion to adjourn was lost by the following vote:

Yeas—4

Christie	Kennard
Herring	Mauzy

Nays—19

Aikin	Hightower
Bates	Jordan
Bernal	McKool
Blanchard	Ratliff
Bridges	Schwartz
Brooks	Snelson
Grover	Strong
Hall	Watson
Harrington	Word
Harris	

Absent

Cole	Hazlewood
Connally	Patman
Creighton	Wilson

Absent—Excused

Berry	Moore
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Pending discussion by Senator Christie of the bill, Senator Word occupied the Chair.

Senator Kennard moved that the Senate take recess to 11:00 o'clock a.m. today.

Senator Hightower raised the Point of Order that the motion to recess was not in order since no business had been transacted since the last roll call.

The Presiding Officer (Senator Word in the Chair) overruled the Point of Order, stating that the mo-

tion to recess was a different motion from the previous motion to adjourn.

Senator Blanchard raised the further Point of Order that the Member moving to recess was not on the Senate floor.

The Presiding Officer (Senator Word in the Chair) sustained the Point of Order.

Senator Herring then moved that the Senate take recess until 11:00 o'clock a.m. today.

The motion to take recess was lost.

Pending discussion by Senator Christie of the bill, Senator Strong raised the Point of Order that he was not confining his remarks to the subject of the bill.

The Presiding Officer (Senator Word in the Chair) sustained the Point of Order and requested that Senator Christie confine his remarks to the subject of the bill and stated that this was a First Warning.

Leave of Absence

Senator Grover was granted leave of absence for the remainder of the day on account of important business on motion of Senator Hightower.

Pending discussion by Senator Christie of the bill, Senator Hightower occupied the Chair.

Question—Shall the bill (H. B. No. 498) be passed to third reading?

Leave of Absence

Senator Berry was granted leave of absence for the remainder of today on account of important business on motion of Senator Hightower.

(President in the Chair.)

The bill as amended (H. B. No. 498) was passed to third reading by the following vote:

Yeas—19

Aikin	Hightower
Bates	Patman
Bernal	Ratliff
Blanchard	Schwartz
Bridges	Snelson
Brooks	Strong
Cole	Watson
Hall	Wilson
Harrington	Word
Harris	

Nays—3

Herring	Mauzy
Kennard	

Present—Not Voting

Christie

Absent

Connally	Jordan
Creighton	McKool
Hazlewood	

Absent—Excused

Berry	Moore
Grover	

House Bill 498 on Third Reading

Senator Blanchard moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 498 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—19

Aikin	Hightower
Bates	Patman
Bernal	Ratliff
Blanchard	Schwartz
Bridges	Snelson
Brooks	Strong
Cole	Watson
Hall	Wilson
Harrington	Word
Harris	

Nays—4

Christie	Kennard
Herring	Mauzy

Absent

Connally	Jordan
Creighton	McKool
Hazlewood	

Absent—Excused

Berry	Moore
Grover	

The President then laid the bill before the Senate on its third reading and final passage.

Senator Word moved the Previous Question on the final passage of H. B. No. 498 and the motion was duly seconded.

Question—Shall the Previous Question now be ordered?

The Previous Question was ordered by the following vote:

Yeas—17

Aikin	Herring
Bates	Hightower
Bernal	McKool
Blanchard	Patman
Bridges	Ratliff
Brooks	Snelson
Cole	Watson
Hall	Word
Harrington	

Nays—6

Christie	Mauzy
Harris	Schwartz
Kennard	Strong

Absent

Connally	Jordan
Creighton	Wilson
Hazlewood	

Absent—Excused

Berry	Moore
Grover	

The bill (H. B. No. 498) was then finally passed.

Record of Vote

Senators Herring, Mauzy and Kennard asked to be recorded as voting "Nay" on the final passage of the bill.

Senator Christie asked to be recorded as voting "Present and Not Voting" on the final passage of the bill.

Committee Substitute
House Bill 303 on Second Reading

Senator Hall moved to suspend the regular order of business and take up H. B. No. 303 for consideration at this time.

The motion prevailed by the following vote:

Yeas—20

Aikin	Harris
Bates	Hightower
Bernal	Mauzy
Blanchard	McKool
Bridges	Patman
Brooks	Ratliff
Cole	Schwartz
Creighton	Snelson
Hall	Watson
Harrington	Word

Nays—5

Christie	Strong
Herring	Wilson
Kennard	

Absent

Connally	Jordan
Hazlewood	

Absent—Excused

Berry	Moore
Grover	

Reason for Vote

Had we been present when the regular order of business was suspended to consider House Bill 303, we would have voted "Yea."

HAZLEWOOD
JORDAN

The President laid before the Senate on its second reading and passage to third reading:

C. S. H. B. No. 303, A bill to be entitled "An Act authorizing and directing the Board of Regents of The University of Texas System to establish and maintain a general academic institution in Dallas County, Texas, or in any county adjacent to Dallas County, to be known as The University of Texas at Dallas; authorizing the Board to prescribe courses leading to customary degrees, and to award such degrees; stating the intent of the Legislature that such degrees shall include baccalaureate, master's, and doctoral degrees, and their equivalents, providing for the establishment of a four-year undergraduate program, and providing that no department, school, or degree program shall be instituted without the prior approval of the Coordinating Board or its successor; authorizing the Board to make rules and regulations for the operation, control, and management of the university; authorizing joint appointments; prohibiting the enrollment of undergraduate students or the awarding of baccalaureate degrees before September 1, 1975; authorizing the acceptance of gifts, grants, and donations from any source in aid of the planning, establishment, conduct, and operation of the university authorized by this Act, and in aid of the teaching and research conducted therein; providing for severability; and declaring an emergency."

The bill was read second time.

Senator Kennard offered the following amendment to the bill:

Amend House Bill 303 by deleting Section 1 and substituting in lieu thereof the following:

Section 1. The Board of Regents of The University of Texas System is hereby authorized and directed to establish and maintain a general academic institution as a state-supported institution of higher education to be known as The University of Texas at Dallas and located on a site to be selected in Dallas County, Texas; provided, however, that the site may extend into any county adjacent to Dallas County. The site shall consist of not less than 1,200 acres of land that shall be donated for such purpose without cost to the State of Texas.

The amendment was read.

Question—Shall the amendment by Senator Kennard to S. B. No. 303 be adopted?

Message From the Governor

The following message received from the Governor was read and was filed with the Secretary of the Senate:

To the Members of the Senate of the Sixty-first Legislature, Regular Session:

Pursuant to the provisions of House Concurrent Resolution No. 130, I am herewith returning House Bill 504 to the Senate for further consideration.

Respectfully submitted,
PRESTON SMITH,
Governor of Texas.

Report of Standing Committee

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs to which was referred H. B. No. 746, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
BLANCHARD

HARRINGTON
BROOKS
CREIGHTON
WORD

Vote on Final Passage of House Bill 504 Reconsidered

Senator Patman moved to suspend that portion of Senate Rule 52 relating to reconsideration.

The motion prevailed by the following vote:

Yeas—24

Aikin	Herring
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Christie	Ratliff
Cole	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Harris	Word

Absent

Connally	Jordan
Hazlewood	Wilson

Absent—Excused

Berry	Moore
Grover	

Senator Patman then moved to reconsider the vote by which H. B. No. 504 was finally passed (he having voted on the prevailing side).

The motion to reconsider prevailed.

Question—Shall the bill (H. B. No. 504) be finally passed?

The bill (H. B. No. 504) was again passed.

Report of Advisory Committee to Youth Affairs Committee

Senator Cole submitted the following report of the Youth Affairs Committee:

May 16, 1969

The Hon. Ben Barnes, Lieutenant Governor.

Members of the Senate, 61st Legislature of Texas.

Gentlemen:

Transmitted herewith is Services to Youth in Texas, the preliminary report of the Senate Youth Affairs Committee.

The Youth Affairs Committee is a new standing committee of the Senate, appointed for the first time during the organization of the 61st Legislature in January, 1969. As its name implies, its concerns cover a wide scope, encompassing any matter related to the youth of Texas.

During its organizational meeting on February 3, however, it was given some specific charges by Lieutenant Governor Ben Barnes. At that time, considerable publicity had been given to alleged brutality in the boys' training schools administered by the Texas Youth Council, specifically the Gatesville and Mountain View State Schools at Gatesville, Texas. The Lieutenant Governor expressed hope that the committee would undertake a searching in-depth study of the Texas Youth Council's operation. He also suggested that it give some attention to problems related to use of drugs and narcotics by young people.

It was with these goals in mind that the committee began its work with a public hearing in Austin on February 6, hearing testimony from the director of the Department of Public Safety, the Texas Ranger who had headed several investigations of alleged brutality at the Gatesville training schools, and a number of police officials from metropolitan areas of the state who had been involved in dealing with juvenile drug problems.

On February 10, the Senate adopted Senate Resolution 101 which authorized the Lieutenant Governor to appoint a nine member Citizens Advisory Committee. A small staff to serve the committee was assembled.

Subsequently, public hearings were held by subcommittees designated by the chairman in Houston, Dallas, and San Antonio, and an additional hearing was held in Austin by the full committee to hear administrative officers of the Texas Youth Council.

Transcripts of the organizational meeting and all hearings held by the committee and its subcommittees are being published as supplements to this report, as is a report of an evaluation of vocational training programs at the Gatesville and Mountain View State Schools undertaken at the request of the committee by a recognized specialist in occupational education.

Believing that priority should logically be given to developing a com-

plete understanding of the services provided to youth at the state level, the committee has focused most of its attention for this preliminary report on the Texas Youth Council and its operation. The chairman of the committee, its staff, and various members of the Citizens Advisory Committee visited all its institutions except West Texas Children's Home at least once and some of them several times.

This report is the result of interviews, consultations, and a volume of information supplied upon request by the Executive Director and the staff of the Texas Youth Council. Because detailed attention has been given what were considered priority areas, there will be evident a certain unevenness in the depth of treatment and detail in the report.

The committee is indebted to many people for contributions to the study and the preparation of this preliminary report. Colonel Pat Speir, Director of the Department of Public Safety, was extremely cooperative in providing the committee and its staff with assistance from Texas Rangers Clint Peoples and Johnny Krumnow, Winston Padgett of the Waco Region Office, pilot Max Westerman, and numerous Texas Highway Patrolmen over the state for arranging and providing transportation during visits to the various Texas Youth Council institutions.

For fire safety inspections at the Corsicana State Home, we are most appreciative of the work of Charles Meadows, Assistant State Fire Marshal, and C. G. Tieman, Fire Chief at Corsicana, who assisted in the inspection and made follow-up checks.

For complete safety inspections and evaluations of the Corsicana facilities, we are grateful to Mayor Louie Welch of Houston for making available the services of C. R. Cook, Fire Chief of the City of Houston, and the following employees of the City of Houston: Bill Brinegar, Senior Inspector; E. L. Meschwitz, Fire Inspector; W. L. Graham, Health Inspector; Pete Lollar, Building Inspector; T. J. Morris, Jr., Field Supervisor—Plumbing Inspector; K. G. Warfield, Assistant Chief Air Conditioning Inspector; and R. J. White, Supervisor, Electrical Inspections Section.

We also thank Dr. Philip G. Hoffman, President of the University of Houston, and Dr. J. Earl Williams, Di-

rector of the Center for Human Resources, for making available the services of Dr. Joseph E. Champagne to make an evaluation of vocational training programs at the Gatesville and Mountain View State Schools for Boys.

An expression of sincere appreciation is due Paxton Howard, M.D., specialist in adolescent medicine, and Warren L. Stewart, M.A., Director of Clinical Psychology, both of Scott and White Clinic in Temple, who served as consultants to the Citizens Advisory Subcommittee on Medical, Psychological and Psychiatric Services.

John Cocoros, State Director, Texas Council, National Council on Crime and Delinquency, and his staff have been most helpful in providing consultation and information throughout the course of the committee's work.

The committee would like to express appreciation to the staff of the Texas Youth Council and its institutions for their cooperation and courtesy throughout the course of the study.

Realizing the preliminary nature of this report in many areas relating to youth problems and the need for further intensive work without the stringent time limitations which have been imposed upon this first effort, it is strongly recommended that the work begun be continued during the interim.

Every effort has been made to evaluate and present available information in this report as fairly and factually as possible. It is in the spirit of seeking better services for the youth of Texas and making maximum use of every state facility and state dollar available for these programs that this report is presented.

Sincerely,

CRISS COLE

The report was read.

Youth Affairs Committee Report
Ordered Not Printed

On motion of Senator Cole, and by unanimous consent, text of the Youth Affairs Committee Report was ordered not printed.

(Senator Creighton in the Chair.)

Record of Votes on House Bill 303

On motion of Senator Wilson, and by unanimous consent, he will be re-

corded as voting "Nay" on the motion to suspend the regular order of business to take up H. B. No. 303 for consideration.

Senate Bill 831 on First Reading

By unanimous consent Senator Brooks moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Berry	Moore
Grover	

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Brooks:

S. B. No. 831, A bill to be entitled "An Act authorizing and directing the Board of Regents of The University of Texas System to establish and maintain medical branches of The University of Texas System, and to transfer the Division of Continuing Education, including assets, funds, property, and equipment, from The University of Texas Graduate School of Biomedical Sciences at Houston to The University of Texas Medical School to be located at Houston; authorizing the Board to prescribe courses leading to customary degrees, to award such degrees, and to make rules and regulations for the operation, control, and management of the school, including the determination of the number of students that shall be admitted; authorizing the execution of affiliation or coordinating agree-

ments and joint appointments; authorizing the acceptance of gifts, grants, and donations from any source in aid of the planning, establishment, conduct, and operation of the school authorized by this Act, and in aid of the teaching and research conducted therein; relating to a teaching hospital; providing for severability; and declaring an emergency."

To the Committee on State Departments and Institutions.

Report of Standing Committee

Senator Brooks, by unanimous consent, submitted the following report:

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred S. B. No. 831, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman
BERNAL
HERRING
MAUZY
McKOOL
BRIDGES

Senate Bill 831 Ordered Not Printed

On motion of Senator Brooks, and by unanimous consent, S. B. No. 831 was ordered not printed.

Record of Votes on House Bill 498

On motion of Senator Wilson, and by unanimous consent, he will be shown as voting "Yea" on the passage of H. B. No. 498 to third reading and on the motion to suspend the Constitutional 3-day Rule and Senate Rule 30 on H. B. No. 498.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 1357, A bill to be entitled "An Act amending Sections 2, 3, 4,

and 5, Chapter 7, Acts of the 57th Legislature, Regular Session, 1961, as amended (Article 326k-38a, Vernon's Texas Civil Statutes), relating to the compensation of the district attorney and the compensation and appointment of certain assistants for the 49th Judicial District; and declaring an emergency."

H. B. No. 1360, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Timber Creek Utility District'; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit, conferring on District the rights, powers, privileges, authority, and functions of the general laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related

matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining 'sole expense'; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to provisions of Article 1182c-1 V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 1375, A bill to be entitled "An Act relating to salaries of the secretary or stenographer to the county judge in certain counties; amending Subsection (c), Section 1, Chapter 300, Acts of the 53rd Legislature, Regular Session, 1953, as amended (Article 1934a-15, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1390, A bill to be entitled "An Act ratifying and validating all proceedings and actions had and taken

by the governing body of Harris County Water Control and Improvement District No. 81, the organization of the District, all notices and all proceedings relating thereto, and all elections and hearings; ratifying and validating all purposes for which District was created; declaring all bonds issued and not outstanding in all things ratified, validated and confirmed; providing a no-litigation clause; providing the bonds and refunding bonds of this District shall be eligible investments; enacting other provisions relating to the aforementioned subjects; providing a saving clause; and declaring an emergency."

H. B. No. 1391, A bill to be entitled "An Act amending Section 2, Chapter 64, Acts of the 57th Legislature, 3rd Called Session, 1962, as amended (Article 2338-16, Vernon's Texas Civil Statutes), setting the qualifications and the salary for a Judge of the Court of Domestic Relations of Galveston County, providing that the Juvenile Board may designate said Court as the Juvenile Court of Galveston County; and declaring an emergency."

H. B. No. 1399, A bill to be entitled "An Act amending Sections 14a, 16 and 4, Chapter 279, Acts of the 56th Legislature, Regular Session, 1959, as amended (Article 8280-228, Vernon's Texas Civil Statutes), relating to power of the Red River Authority to acquire certain facilities, to execute contracts generally and to contract for delivery of water outside of Texas, and relating to residence qualifications for directors of the Authority; and declaring an emergency."

H. B. No. 1415, A bill to be entitled "An Act amending Subsection D, Section 14, Chapter 325, Acts of the 50th Legislature, 1947, as amended (Article 1269m, Vernon's Texas Civil Statutes), relating to requirements for promotional examinations in police and fire departments in certain cities; and declaring an emergency."

H. B. No. 1417, A bill to be entitled "An Act relating to the territory encompassed by the Real-Edwards Conservation and Reclamation District; amending Chapter 341, Acts of the 56th Legislature, Regular Session, 1959 (Article 8280-233, Vernon's Tex-

as Civil Statutes); and declaring an emergency."

H. B. No. 1426, A bill to be entitled "An Act amending Subsection (c) of Sec. 3, Ch. 730, Acts of the 60th Legislature, Regular Session, 1967, relating to the regulatory authority of the Parks and Wildlife Commission in certain counties, to delete deer from the definition of wildlife resources to be regulated in Colorado County, by adding item (13); and declaring an emergency."

H. B. No. 1429, A bill to be entitled "An Act providing increased compensation for the commissioners of the Refugio County Drainage District No. 1; and declaring an emergency."

H. B. No. 1431, A bill to be entitled "An Act relating to the creation of the Burleson County Water Control and Improvement District No. 1 as a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of the State of Texas; prescribing the powers, duties, functions and procedures of the district; and declaring an emergency."

H. B. No. 1432, A bill to be entitled "An Act providing an open season when squirrels may be taken in Houston County; providing a penalty for unlawful acts; providing an expiration date; and declaring an emergency."

H. B. No. 17, A bill to be entitled "An Act relating to construction and maintenance of private roads by certain counties; and declaring an emergency."

H. B. No. 161, A bill to be entitled "An Act amending Sections 2 and 4, Chapter 481, Acts of the 56th Legislature, Regular Session, 1959 (Article 2654-1b Vernon's Texas Civil Statutes), to provide for the operation of non-English speaking children programs for a period of time not to exceed four and one-half months; to provide the formula for determination of salary of classroom teachers for program cost purposes of this Act; and declaring an emergency."

H. B. No. 324, A bill to be entitled "An Act relating to the office of District Attorney of the 23rd Judicial District; providing for the administration of the office and compensa-

tion of the District Attorney and staff; amending Chapter 26, Acts of the 57th Legislature, 1st Called Session, 1961 (Article 326k-47, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 486, A bill to be entitled "An Act establishing a Juvenile Board for Hopkins County; prescribing the membership of the board and providing for the compensation of its members; and declaring an emergency."

H. B. No. 747, A bill to be entitled "An Act relating to the compensation for assistants to the county superintendent in certain counties; and declaring an emergency."

H. B. No. 754, A bill to be entitled "An Act relating to the salary of the county judge in certain counties; and declaring an emergency."

H. B. No. 783, A bill to be entitled "An Act relating to maximum salaries for certain judges and justices of the peace in certain counties; and declaring an emergency."

H. B. No. 796, A bill to be entitled "An Act providing for the compensation of the official shorthand reporter of the 115th Judicial District of Texas; and declaring an emergency."

H. B. No. 868, A bill to be entitled "An Act amending Section 11, of Chapter 265, Acts of the Fifty-eighth Legislature, page 723 (codified as Article 1970-31B, Vernon's Texas Civil Statutes) so as to provide for an administrative assistant to the Judge of the Probate Court Number 2 of Dallas County, Texas, and to provide an annual salary for the administrative assistant of not less than Fourteen Thousand Four Hundred Dollars (\$14,400.00); and declaring an emergency."

H. B. No. 885, A bill to be entitled "An Act including Atascosa County under the provisions of the Uniform Wildlife Regulatory Act; amending Section 1 of the Uniform Wildlife Regulatory Act (Article 978j-1, Vernon's Texas Penal Code); and declaring an emergency."

H. B. No. 942, A bill to be entitled "An Act relating to the compensation to which the juvenile officer of Kaufman County is entitled;

amending Subsection (b), Section 4, Chapter 181, Acts of the 60th Legislature, Regular Session, 1967 (Article 5139XX, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1265, A bill to be entitled "An Act relating to transfer of certain property in Upshur County by the commissioners court to the Gilmer Industrial Foundation; and declaring an emergency."

H. B. No. 1286, A bill to be entitled "An Act amending Section 18 of Acts 1965, 59th Legislature, Chapter 605, as amended, (codified as Article 8280-325, V.T.C.S.) to provide for the sale of bonds by Inverness Forest Improvement District at a price not less than that provided by law; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, have been fulfilled and accomplished; providing for a severability clause; and declaring an emergency."

H. B. No. 1287, A bill to be entitled "An Act amending Section 18 of Acts 1965, 59th Legislature, Chapter 620, as amended, (codified as Article 8280-332, V.T.C.S.) to provide for the sale of bonds by Bender Road Improvement District at a price not less than that provided by law; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas have been fulfilled and accomplished; providing for a severability clause; and declaring an emergency."

H. B. No. 1263, A bill to be entitled "An Act relating to the annual salaries of first assistants to the county school superintendent in certain counties; and declaring an emergency."

H. B. No. 1270, A bill to be entitled "An Act relating to issuance of time warrants by certain independent school districts; and declaring an emergency."

H. B. No. 1296, A bill to be entitled "An Act amending Sections 2 and 3, Chapter 37, Acts of the 56th Legislature, 2nd Called Session, 1959 (Article 5139FF, Vernon's Texas Civil Statutes), relating to the salary of the Hutchinson County Juvenile Officer and the appointment of assistant juvenile officers for Hutchinson County; and declaring an emergency."

H. B. No. 1297, A bill to be entitled "An Act relating to the Bowie County

Juvenile Officer's salary; amending Section 3, Chapter 348, Acts of the 54th Legislature, 1955 (Article 5139M, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1302, A bill to be entitled "An Act relating to the size limit of catfish in Chambers County; providing a penalty; and declaring an emergency."

H. B. No. 1303, A bill to be entitled "An Act relating to the open season and retention limit for quail in Chambers County; providing a penalty; and declaring an emergency."

H. B. No. 1304, A bill to be entitled "An Act relating to squirrel hunting in Chambers County; providing a penalty; and declaring an emergency."

H. B. No. 1308, A bill to be entitled "An Act repealing Chapter 390, Acts of the 60th Legislature, Regular Session, 1967, to allow the taking of bullfrogs in Wood County; and declaring an emergency."

H. B. No. 1312, A bill to be entitled "An Act amending Section 11 (a) of Acts 1965, 59th Legislature, Chapter 648, as amended, (codified as Article 8280-338, V.T.C.S.) to provide for the sale of bonds by Braeburn West Utility District at a price not less than that provided by law; setting forth the purposes for which bond proceeds may be used; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, have been fulfilled and accomplished; providing for a severability clause; and declaring an emergency."

H. B. No. 1318, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Arroyo Estates Utility District'; declaring District a governmental agency, body politics and corporate; defining the boundaries; finding the field notes and boundaries from a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit; conferring on District the rights, powers, privileges, authority, and functions of the general laws of Texas applicable to water control and improvement districts created under said Article 16, Sec-

tion 59, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining 'sole expense'; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvass-

ing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 1323, A bill to be entitled "An Act constituting a local law for the maintenance of public roads and highways in De Witt County by authorizing the County to issue certificates of indebtedness for the purpose of acquiring rights-of-way for designated State Highways, including Farm-to-Market Highways, or for Federal Highways, or for acquiring rights-of-way for County Roads, or for the construction, maintenance or improvement of the County Roads, in De Witt County, Texas; stating the terms and conditions of issuance of such certificates of indebtedness; requiring the levy of a tax to pay such certificates and the interest thereon; requiring such certificates to be approved by the Attorney General and registered by the Comptroller of Public Accounts and prescribing the effect thereof; providing for and authorizing the refunding of said certificates; enacting other provisions relating to the subject; making the Act cumulative; providing a severability clause; and declaring an emergency."

H. B. No. 1328, A bill to be entitled "An Act amending Section 11 and Section 18, Chapter 105, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6243f, Vernon's Texas Civil Statutes), relating to firemen's and policemen's pension fund in cities of 550,000 to 650,000; and declaring an emergency."

H. B. No. 1330, A bill to be entitled "An Act amending Section 1, Chapter 305, Acts of the 58th Legislature, 1963 (Article 2326j-33 Vernon's Texas Civil Statutes), relating to the

compensation of the court reporter for the 9th Judicial District; and declaring an emergency."

H. B. No. 1331, A bill to be entitled "An Act amending Section 1, Chapter 306, Acts of the 58th Legislature, 1963 (Article 2326j-34, Vernon's Texas Civil Statutes), relating to the compensation of the court reporter for the Second 9th Judicial District; and declaring an emergency."

H. B. No. 1332, A bill to be entitled "An Act relating to extending the moratorium on deer hunting in Chambers County; amending Section 1, Chapter 143, Acts of the 57th Legislature, Regular Session, 1961, as amended; and declaring an emergency."

H. B. No. 1333, A bill to be entitled "An Act relating to extending the moratorium on the taking of alligators in Chambers County; amending Section 1, Chapter 144, Acts of the 57th Legislature, Regular Session, 1961, as amended; and declaring an emergency."

H. B. No. 1436, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article XVI, Section 59, Constitution of Texas, known as 'Rhea Utility District'; declaring district a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the district; finding district is created for public use and benefit; conferring on district the rights, powers, privileges, authority, and functions of the general laws of Texas applicable to water control and improvement districts created under said Article XVI, Section 59, Constitution of Texas, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the state with regard to waste control; prescribing the district's rights, powers, privileges, and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of

land to district and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of district; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice president; providing for compliance with Article 7880-139 (Vernon's Texas Civil Statutes); providing for bonds and refunding bonds of the district, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which district is situated and to situations where necessary to carry out the purposes for which the district was created; providing district shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipelines made necessary by its exercise of the power of eminent domain; defining 'sole expense'; providing for depositories; providing for an audit, and related matters; providing for the establishment of district offices, and related matters; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b (Vernon's Texas Civil Statutes), shall not be applicable to this district; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this district shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this district; providing that district is subject to provisions of Article 1182c-1 (Vernon's Texas Civil Statutes); determining and finding the requirements of Article XVI, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the district shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions

relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 1437, A bill to be entitled "An Act prohibiting the use of devices for calling wild fox in certain counties; providing a penalty; and declaring an emergency."

H. B. No. 1446, A bill to be entitled "An Act fixing the jurisdiction of the County Court of Ellis County, Texas, and the District Court of Ellis County, Texas; making transfers of all cases on the dockets of said courts to conform to this Act; providing that this Act shall not affect judgments heretofore rendered by said courts, and for issuing executions thereon; describing the duties of clerks of said courts in making transfers of all cases on the dockets of said courts, and validating all of such acts; repealing Chapter 355, Acts of the 51st Legislature, Regular Session, 1949 (Article 1970-338, Vernon's Texas Civil Statutes); repealing all other laws and parts of laws in conflict herewith; and declaring an emergency."

H. B. No. 1403, A bill to be entitled "An Act extending the period that deer in a certain part of Cherokee County may not be taken or killed; amending Section 1, Chapter 409, Acts of the 60th Legislature, Regular Session, 1967; and declaring an emergency."

S. B. No. 308, A bill to be entitled "An Act relating to the annual salaries of assistants to the county school superintendents in certain counties; and declaring an emergency."

S. B. No. 295, A bill to be entitled "An Act relating to and providing for the Juvenile Court of Harris County No. 2 and the Juvenile Court of Harris County No. 3; and declaring an emergency."

S. B. No. 269, A bill to be entitled "An Act relating to the creation of the Commission on Fire Protection Personnel Standards and Education and its powers and duties; and declaring an emergency."

S. B. No. 231, A bill to be entitled "An Act authorizing certain cities to establish, acquire, lease as lessor or lessee, purchase, construct, improve enlarge, equip, repair, operate and

maintain permanent public improvements, to-wit: structures, parking areas or facilities for off-street parking or storage of motor vehicles or other conveyances; etc.; and declaring an emergency."

(With Amendment.)

S. B. No. 465, A bill to be entitled "An Act amending the Mental Health and Mental Retardation Act to redefine 'local agency'; providing for designation by the Governor of the Chairman of the Board of Mental Health and Mental Retardation; relating to responsibility for governing community centers; relating to State grants-in-aid; providing for annual audits; and declaring an emergency."

(With Amendment.)

S. B. No. 215, A bill to be entitled "An Act amending Statutes relating to licenses for certain persons, activities and objects covered by the Act; and relating to the categories for assessing fees for such licenses; and declaring an emergency."

S. B. No. 194, A bill to be entitled "An Act authorizing commissioners courts of certain counties to purchase necessary equipment and to regulate parking in courthouse parking lots; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 148, A bill to be entitled "An Act relating to a requirement that all complaints made against firemen and policemen included in the Firemen's and Policemen's Civil Service Act be made in writing and sworn to by the person making the complaint; etc.; and declaring an emergency."

S. B. No. 109, A bill to be entitled "An Act relating to the fixing minimum and maximum salaries of the official shorthand reporters for the 50th and 110th Judicial Districts of Texas; and declaring an emergency."

S. B. No. 16, A bill to be entitled "An Act amending Section 3, Article 5441, Revised Civil Statutes of Texas, 1925, by deleting provisions requiring the State Librarian to have bound certain newspapers and periodicals; and declaring an emergency."

S. B. No. 12, A bill to be entitled "An Act relating to suspension by the Department of Public Safety of the

motor vehicle license and registrations of a Texas resident who fails to comply with the safety responsibility law of another state; etc.; and declaring an emergency."

S. B. No. 766, A bill to be entitled "An Act amending Statutes providing for the qualifications and terms of office of the judge of County Court at Law No. 2, Galveston County; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 487, A bill to be entitled "An Act transferring certain land from the Texas Department of Mental Health and Mental Retardation to the Texas Commission for the Blind to be used for the Texas Rehabilitation Center for the Blind; and declaring an emergency."

S. B. No. 460, A bill to be entitled "An Act relating to Articles 4594, 4595, and 3840, Revised Civil Statutes of Texas, 1925, as amended; providing that the operator of any residential house, apartment, duplex or other single or multi-family dwelling, shall have a lien upon all baggage and all other property found therein for all rents due and unpaid by the tenant thereof; etc.; and declaring an emergency."

(With Amendment.)

S. B. No. 756, A bill to be entitled "An Act amending Section 12, Chapter 248, Acts of the 52nd Legislature, 1951 Article 1970-298b, Vernon's Texas Civil Statutes), relating to the compensation of the judge of the County Court of McLennan County; and declaring an emergency."

S. B. No. 761, A bill to be entitled "An Act relating to the existing requirement that a surplus lines agent as defined by Article 1.14-2, Section 2(a), must also be an authorized agent under Article 21.14 which requirement fails to recognize the role and responsibility of managing general agents as authorized by Article 21.07-3 in the transaction of insurance; etc.; and declaring an emergency."

S. B. No. 751, A bill to be entitled "An Act relating to the use of public facilities by persons who are blind or otherwise physically handicapped and to their use of white canes, dog guides, or other devices of assistance to the handicapped in their travel; etc.; and declaring an emergency."

(With Amendment.)

S. B. No. 734, A bill to be entitled "An Act to secure for Texas citizens flood insurance coverage under the National Flood Insurance Act of 1968 and authorizing counties bordering on the Gulf of Mexico and its Bays to enact regulations and ordinances and to enforce such regulations and ordinances; and declaring an emergency."

S. B. No. 665, A bill to be entitled "An Act relating to the approval of vouchers by the Chairman of the Board of Regents or the institutional head of a component institution of The University of Texas System or their delegates, for expenditures made by order of the Board of Regents; amending Article 2594, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

S. B. No. 664, A bill to be entitled "An Act amending Statutes, and retaining prior laws in effect, as regards injuries before the effective date of this Act; providing for severability; and declaring an emergency."

S. B. No. 608, A bill to be entitled "An Act amending Statutes relating to benefit eligibility conditions under the Texas Unemployment Compensation Act; and declaring an emergency."

S. B. No. 525, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of a hospital district in accordance with the provisions of Section 9 of Article IX of the Constitution of the State of Texas, to be known as the Donley County Hospital District; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 519, A bill to be entitled "An Act amending Acts 1967, 60th Legislature, Chapter 453, to change the designations of the bonds therein authorized, to authorize the Parks and Wildlife Department to exercise discretion in establishing interest rates, maximum maturity and the capitalization of interest for the initial fiscal year; etc.; and declaring an emergency."

S. B. No. 416, A bill to be entitled "An Act vesting the control and management of Stephen F. Austin State College in a Board of Regents created by this Act; and declaring an emergency."

(With Amendment.)

S. B. No. 441, A bill to be entitled "An Act amending Statutes, authorizing an increase in the size of the Board authorizing the establishment of multi-county Child Welfare Boards; clarifying the Board's relationship to the State Department of Public Welfare; fixing an effective date; providing a repealing clause, a savings clause; and declaring an emergency."

S. B. No. 325, A bill to be entitled "An Act providing for commissioning of State Parks and Wildlife Department employees as peace officers, on state parks or on state historical sites, or in fresh pursuit of law violators; vesting them with the powers of peace officers; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

S. B. No. 307, A bill to be entitled "An Act creating a temporary state agency to be known as the Governor's Committee on Human Relations; etc.; and declaring an emergency."

S. B. No. 195, A bill to be entitled "An Act authorizing the County Auditor, or if there is no County Auditor, then the County Treasurer, of each County to place any accumulated interest derived from trust funds in the possession of County and District Clerks of such County prior to the enactment of Chapter 270, Acts of the 56th Legislature, Regular Session, 1959, in the proper General Fund of the County, to offset the expenses of handling such trust funds for the benefit of litigants; amending Chapter 14, Acts of the 41st Legislature, Fourth Called Session, 1930, as amended; and declaring an emergency."

S. B. No. 312, A bill to be entitled "An Act relating to creation of the Court of Domestic Relations No. 4 of Tarrant County; providing for membership of the judge on the juvenile board; and declaring an emergency."

S. B. No. 115, A bill to be entitled "An Act changing the name of James Connally Technical Institute of Texas A&M University to the Manpower Resources System; etc.; and declaring an emergency."

(With Amendments.)

S. B. No. 21, A bill to be entitled "An Act relating to the creation and administration of the John F. Ken-

nedy Memorial Museum Commission; and declaring an emergency."

(With Amendments.)

The House has concurred in Senate amendments to House Bill No. 248 by non-record vote.

H. B. No. 156, A bill to be entitled "An Act relating to the establishment and operation of a minimum wage; providing a penalty; and declaring an emergency."

H. B. No. 1161, A bill to be entitled "An Act amending Chapter 274, Acts of the 60th Legislature, Regular Session, 1967, by adding thereto a new subtitle to be identified and codified as Article 5069-1.045, limiting the rate of interest on real estate loans to ten per cent per annum; providing a general rule for determination of the rate of interest on real estate loans in excess of \$5,000 secured by deeds of trust; authorizing refund of excess charges in the event of premature termination of loans; providing that charges for certain services rendered by one furnishing interim construction financing for real estate improvements in excess of \$25,000 shall not be deemed to be interest; and declaring an emergency."

H. B. No. 111, A bill to be entitled "An Act creating a Texas State Board of Landscape Architects; defining the terms 'Landscape Architects,' 'Landscape Architecture,' 'Board,' 'Person,' and 'Secretary'; providing for exemption for certain persons in professions: namely, registered professional engineers, city planners, land surveyors, nurserymen, architects (except landscape architects), and any person making plans, for property owned by himself and others; creating a board which shall consist of three members who shall be citizens of the United States and residents of Texas; prescribing qualifications for membership on board; providing method of appointment and prescribing term of office; defining a quorum of said board; providing for and prescribing oath of office and the manner of filling vacancies as well as removal for cause, prescribing the powers and duties of the board; providing for time and place of meetings; authorizing the board to adopt rules and regulations; authorizing employment of executive secretary,

and employees of board; restricting salaries to those comparable in other departments of state; providing that no expense of the administration of the Act shall ever be charged against the general fund of the State of Texas; prescribing qualifications for registration; providing for examination and prescribing fee; prescribing for reciprocal provisions with other states and prescribing fee; prescribing for certificates of registration, fee, and method of revocation and reissuance; providing penalties for violation; prescribing for appeal from board order; providing for the disposition of money collected under the Act; providing a saving and severability clause; repealing laws in conflict; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bills and Resolution on First Reading

The following bills and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 1286, To Committee on Water and Conservation.

H. B. No. 1312, To Committee on Water and Conservation.

H. B. No. 1287, To Committee on Water and Conservation.

H. B. No. 1436, To Committee on Water and Conservation.

H. C. R. No. 107, To Committee on Contingent Expenses.

Senate Bill 808 on Second Reading

On motion of Senator Patman, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

S. B. No. 808, A bill to be entitled "An Act amending Acts 1959, 56th Legislature, Third Called Session, Chapter 22, as amended by Acts 1963, 58th Legislature, Regular Session, Chapter 14, so as to change the name of Jackson County Flood Control District to the Lavaca-Navidad River Authority; containing other provisions

relating to the subject; containing a severability clause; and declaring an emergency."

The bill was read second time and passed to third reading.

Senate Bill 808 on Third Reading

Senator Patman moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 808 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Berry	Moore
Grover	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Berry	Moore
Grover	

House Bill 303 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 303 on its second reading and passage to third reading with an amendment by Senator Kennard pending.

(Senator Hightower in the Chair.)

Question—Shall the amendment by Senator Kennard to H. B. No. 303 be adopted?

Senate Bill 832 on First Reading

By unanimous consent Senator Brooks moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Berry	Moore
Grover	

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Brooks:

S. B. No. 832, A bill to be entitled "An Act creating a Commission on State Institutions and prescribing its powers, duties, and functions related to the continuous study and investigation of certain state and county institutions; requiring the institutions and other agencies to cooperate with the commission; and declaring an emergency."

To the Committee on State Departments and Institutions.

Reports of Standing Committee

Senator Creighton by unanimous consent submitted the following reports:

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1286, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1287, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1312, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1436, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

House Bill 1286 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 1286 was ordered not printed.

House Bill 1287 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 1287 was ordered not printed.

House Bill 1312 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 1312 was ordered not printed.

House Bill 1436 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 1436 was ordered not printed.

Bills Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled bills:

S. B. No. 8, A bill to be entitled "An Act providing for the implementation of a program of student teaching, for administration of programs, financing of program, an effective date, a severability clause; and declaring an emergency."

Signed subject to provisions of Section 49A of Article III of the Constitution of the State of Texas.

S. B. No. 48, A bill to be entitled "An Act amending, revising, and rearranging the Clean Air Act of Texas, 1967 (Article 4477-5, Vernon's Texas Civil Statutes) to improve the structure of the Act and to provide for more effective control of the quality of the air resources in this state; preserving the terms of office of current appointed board members; providing for severability; and declaring an emergency."

S. B. No. 721, A bill to be entitled "An Act relating to salaries of members of the legislature; making the act contingent upon the adoption of a constitutional amendment; and declaring an emergency."

Leave of Absence

Senator Christie was granted leave of absence for today on account of important business on motion of Senator Snelson.

House Bill 303 on Second Reading

The Senate resumed the consideration of the pending business, same

being H. B. No. 303 on its second reading and passage to third reading.

Question—Shall the amendment by Senator Kennard to H. B. No. 303 be adopted?

Pending discussion by Senator Kennard of the amendment, Senator Patman moved that the Senate take recess until 1:30 o'clock p.m. today.

The motion to take recess was lost by the following vote:

Yeas—3

Kennard	Wilson
Patman	

Nays—22

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Blanchard	Jordan
Bridges	Mauzy
Brooks	McKool
Cole	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Harris	Word

Absent

Connally	Ratliff
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Absent—Excused

Berry	Grover
Christie	Moore

Senator Hall moved the Previous Question on the adoption of the amendment by Senator Kennard to H. B. No. 303 and the passage of the bill to third reading and the motion was duly seconded.

Question—Shall the Previous Question now be ordered?

The Previous Question was then ordered by the following vote:

Yeas—13

Aikin	Hightower
Bates	McKool
Bernal	Patman
Blanchard	Snelson
Cole	Watson
Hall	Word
Harrington	

Nays—12

Bridges	Harris
Brooks	Hazlewood
Creighton	Herring

Jordan
Kennard
Mauzy

Schwartz
Strong
Wilson

Absent

Connally Ratliff

Absent—Excused

Berry Grover
Christie Moore

Question—Shall the amendment by Senator Kennard to H. B. No. 303 be adopted?

**Motion to Place
Senate Bill 549 on Second Reading**

Senator Brooks asked unanimous consent to suspend the regular order of business and take up S. B. No. 549 for consideration at this time.

There was objection.

Bill Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled bill:

H. B. No. 309, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as 'Glenshire Municipal Utility District' of Harris County, Texas; etc., and declaring an emergency."

Report of Standing Committee

Senator Creighton by unanimous consent submitted the following report:

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1111, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 83, Clarifying Senate Bill No. 260.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Resolution Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. C. R. No. 88, Requesting return of S. B. No. 781 from the House of Representatives to the Senate Enrolling Room in order that certain corrections may be made.

Reports of Standing Committee

Senator Hall, by unanimous consent, submitted the following reports:

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1293, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1275, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred H. B. No. 488, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 233, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

HALL, Chairman
WORD

C. S. H. B. No. 233 was read the first time.

Senate Resolution 828

Senator Hightower offered the following resolution:

Whereas, One of the Texas Senate's most capable and highly regarded members, Senator Barbara Jordan, will return to the place where she acquired the polished accent so atypical of a Lone Star State Senator, Boston University, to receive the Honorary Doctor of Laws degree on May 18 at commencement exercises of the Charter Centennial Year of that institution; and

Whereas, The distinguished Senator from Harris will, on that occasion, be among the distinguished company she so richly deserves, including United States Senator Edmund Muskie of Maine, who will also be awarded an honorary degree and deliver the commencement address; and

Whereas, Senator Jordan will be so honored following recommendations of the faculty of the University's School of Law, University Council of Academic Officers, and the Board of Trustees; and

Whereas, Senator Jordan earned a Bachelor of Laws Degree from Boston University in 1959, having received a Bachelor of Arts degree in political science, magna cum laude, from Texas Southern University in 1956; and

Whereas, This practicing attorney from Houston is a member of both the Texas and Massachusetts Bar Associations, the American Bar Association, and is past president of the Houston Lawyer's Association; and

Whereas, the Honorable Senator has so well represented the people of her district that she was unopposed for re-election to a four-year term in the past election; and

Whereas, She is the first Negro woman Senator in Texas history, the first Negro Senator since 1883, and is presently the only woman serving in the Senate in this 61st Legislature, and is the youngest member of this august body; and

Whereas, Senator Jordan will be accompanied to Boston by her father, Reverend B. M. Jordan of Houston; now, therefore, be it

Resolved, That the Senate of the 61st Legislature commend Senator Jordan on her achievements and congratulate her for this high honor about to be bestowed upon her; and, be it further

Resolved, That official copies of this Resolution be prepared under the seal of the Senate of Texas, and presented to Senator Barbara Jordan in token of the Senate's high esteem.

HIGHTOWER
MAUZY
WATSON
BLANCHARD
McKOOL
RATLIFF
CHRISTIE
HERRING
WORD
SCHWARTZ
AIKIN
SNELSON
GROVER
STRONG
BROOKS
BRIDGES
KENNARD
COLE
HALL
BATES
HARRIS
WILSON
BERNAL
HAZLEWOOD
PATMAN
HARRINGTON
CREIGHTON
BERRY
CONNALLY
MOORE

The resolution was read and was adopted.

House Bills on First Reading

H. B. No. 17, To Committee on County, District and Urban Affairs.

H. B. No. 156, To Committee on Labor and Management Relations.

H. B. No. 161, To Committee on Education.

H. B. No. 324, To Committee on County, District and Urban Affairs.

H. B. No. 486, To Committee on County, District and Urban Affairs.

H. B. No. 747, To Committee on County, District and Urban Affairs.

H. B. No. 754, To Committee on County, District and Urban Affairs.

H. B. No. 783, To Committee on County, District and Urban Affairs.

H. B. No. 796, To Committee on County, District and Urban Affairs.

H. B. No. 868, To Committee on County, District and Urban Affairs.

H. B. No. 885, To Committee on Parks and Wildlife.

H. B. No. 942, To Committee on County, District and Urban Affairs.

H. B. No. 1161, To Committee on State Affairs.

H. B. No. 1263, To Committee on County, District and Urban Affairs.

H. B. No. 1265, To Committee on County, District and Urban Affairs.

H. B. No. 1270, To Committee on Education.

H. B. No. 1296, To Committee on County, District and Urban Affairs.

H. B. No. 1297, To Committee on County, District and Urban Affairs.

H. B. No. 1302, To Committee on Parks and Wildlife.

H. B. No. 1303, To Committee on Parks and Wildlife.

H. B. No. 1304, To Committee on Parks and Wildlife.

H. B. No. 1308, To Committee on Parks and Wildlife.

H. B. No. 1318, To Committee on Water and Conservation.

H. B. No. 1323, To Committee on County, District and Urban Affairs.

H. B. No. 1328, To Committee on County, District and Urban Affairs.

H. B. No. 1330, To Committee on County, District and Urban Affairs.

H. B. No. 1331, To Committee on County, District and Urban Affairs.

H. B. No. 1332, To Committee on Parks and Wildlife.

H. B. No. 1333, To Committee on Parks and Wildlife.

H. B. No. 1357, To Committee on County, District and Urban Affairs.

H. B. No. 1360, To Committee on Water and Conservation.

H. B. No. 1375, To Committee on County, District and Urban Affairs.

H. B. No. 1390, To Committee on Water and Conservation.

H. B. No. 1391, To Committee on County, District and Urban Affairs.

H. B. No. 1399, To Committee on Interstate Cooperation.

H. B. No. 1403, To Committee on Parks and Wildlife.

H. B. No. 1415, To Committee on County, District and Urban Affairs.

H. B. No. 1417, To Committee on Water and Conservation.

H. B. No. 1426, To Committee on Parks and Wildlife.

H. B. No. 1429, To Committee on Water and Conservation.

H. B. No. 1431, To Committee on Water and Conservation.

H. B. No. 1432, To Committee on Parks and Wildlife.

H. B. No. 1437, To Committee on Parks and Wildlife.

H. B. No. 1446, To Committee on County, District and Urban Affairs.

Report of Standing Committee

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
May 16, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs to which was referred H. B. No. 868, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD

House Bill 303 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 303 on its second reading and passage to third reading.

Question—Shall the amendment by Senator Kennard to H. B. No. 303 be adopted?

(Senator Aikin in the Chair.)

Pending discussion by Senator Kennard of the amendment, Senator Hightower occupied the chair.

(Senator Creighton in the Chair.)

Question—Shall the amendment by Senator Kennard to H. B. No. 303 be adopted?

Leaves of Absence

Senator Jordan was granted leave of absence for the remainder of today on account of important business on motion of Senator Brooks.

Senator Herring was granted leave of absence for the remainder of today on account of important business on motion of Senator Hightower.

Senator Ratliff was granted leave of absence for the remainder of today on account of important business on motion of Senator Aikin.

Senator Connally was granted leave of absence for the remainder of today on account of important business on motion of Senator Word.

House Bill 303 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 303 on its second reading and passage to third reading.

Question—Shall the amendment by Senator Kennard to H. B. No. 303 be adopted?

Pending discussion by Senator Kennard of the amendment, Senator Word occupied the Chair.

(President in the Chair.)

The amendment by Senator Kennard failed of adoption.

The bill was then passed to third reading.

Record of Votes

Senators Kennard and Wilson asked to be recorded as voting "Nay" on the passage of the bill to third reading.

House Bill 303 on Third Reading

Senator Hall moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 303 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—20

Aikin	Harris
Bates	Hazlewood
Bernal	Hightower
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Snelson
Creighton	Strong
Hall	Watson
Harrington	Word

Nays—3

Grover	Wilson
Kennard	

Absent

Schwartz

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Kennard and Wilson asked to be recorded as voting "Nay" on the final passage of the bill.

Reason for Vote

If I had been present in the Senate Chamber when H. B. 303 was considered for Rule Suspension under the 3-day rule I would have voted "Aye" to suspend the rules.

SCHWARTZ**Senate Bill 831 on Second Reading**

Senator Brooks moved that Senate Rules 13, 30, 110 and 36 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 831 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 831, A bill to be entitled "An Act authorizing and directing the Board of Regents of The University of Texas System to establish and maintain medical branches of The University of Texas System, and to transfer the Division of Continuing Education, including assets, funds, property, and equipment, from The University of Texas Graduate School of Biomedical Sciences at Houston to The University of Texas Medical School to be located at Houston; etc.; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 831 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 831 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—24

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

Vote on Final Passage of House Bill 684 Reconsidered and Spread on Senate Journal

On motion of Senator Wilson, and by unanimous consent, the vote by which H. B. No. 684 was finally passed was reconsidered and the motion to reconsider was spread on the Senate Journal.

Question—Shall H. B. No. 684 be finally passed?

Senate Bill 510 Re-Referred

On motion of Senator Wilson, and by unanimous consent, S. B. No. 510 was withdrawn from the Committee on Jurisprudence and re-referred to the Committee on Banking.

Senate Bill 21 with House Amendment

Senator McKool called S. B. No. 21 from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Committee Amendment No. 1

Amend Senate Bill 21 by striking all of Section 3, Subsection (c) and substitute the following:

"(c) The commission shall elect from its membership a chairman and other necessary officers. The Governor shall name the first chairman who shall serve until a successor is elected."

The House amendment was read.

Senator McKool moved that the Senate concur in the House amendment.

The motion prevailed.

Record of Vote

Senator Strong asked to be recorded as voting "Nay" on the motion to concur in House amendment.

Senate Bill 525 with House Amendments

Senator Hazlewood called S. B. No. 525 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment No. 1

Amend Senate Bill 525, Sec. 1, by adding at the end of Sec. 1 the following:

"Any lands, buildings or equipment that may be owned by Donley County or by any City or Town in Donley County, by which medical services or hospital care, including geriatric care, are furnished to needy persons of the county, shall become the property of the hospital district; and title thereto shall vest in the hospital district; and the unspent portion of any funds theretofore set up or appropriated by budget or otherwise by said County, or City or Town in the County, for the support and maintenance of the hospital facilities, for the year within which the hospital district comes into existence, shall become the funds of the hospital district and title shall vest in the hospital district, thereby providing such hospital district with funds with which to maintain and operate such facilities for

the remainder of such year. All obligations under contract legally incurred by said County, City or Town, for the building of, or the support and maintenance of, hospital facilities, prior to the creation of the said district but outstanding at the time of the creation of the district, shall be assumed and discharged by the hospital district without prejudice to the rights of third parties, provided that the management and control of the property and affairs of the present hospital system shall continue in the board of directors of such system until the organization of the board of directors of the hospital district, at which time the board of directors of the present hospital system or systems shall turn over all records, property and affairs of said hospital system to the board of directors of the hospital district and shall cease to exist.

The Commissioners' Court, where the County owns the hospital or hospital system, or the City or Town Council where the City or Town owns the hospital or hospital system, as the case may be, as soon as the hospital district is created and authorized at the election hereinabove provided, and there have been qualified the board of directors as hereinabove provided, shall execute and deliver to the hospital district, to-wit: to its said board of directors an instrument in writing conveying to said hospital district the hospital property, including lands, buildings and equipment; and shall transfer to said hospital district the funds hereinabove provided to become vested in the hospital district, upon being furnished the certificate of the president of the board of the effect that a depository for the district's funds has been selected and has qualified; which funds shall, in the hands of the hospital district and of its board of directors be used for all purposes of the same purposes as, and for no other purposes than, the purposes for which said County, or City or Town, transferring such funds could lawfully have used the same had it remained the property and funds of said County, City or Town."

Committee Amendment No. 2

Amend Senate Bill 525 by striking out everything below Section 1 and inserting in lieu thereof the following:

Sec. 2. (a) The district shall not be created, nor shall any tax therein be authorized unless and until such creation and such tax are approved by a majority of the qualified property taxpaying electors of the area of the proposed district voting at an election called for that purpose. Such election may be called by a majority of the temporary or provisional directors or shall be called by said provisional directors upon presentation of a petition therefor signed by at least 100 qualified property taxpaying electors of the area of the proposed district. Such election shall be held not less than 35 nor more than 60 days from the date the election is ordered. The order calling the election shall specify the date, place or places of holding the election, the form of ballot, the presiding judge and alternate judge for each voting place, and provide for clerks as in county elections. The election order may provide that the entire district shall constitute one election precinct or the county election precincts may be combined for elections. Notice of election shall be given by publishing a substantial copy of the election order in a newspaper or newspapers which individually or collectively provide general circulation in the county or district once a week for two consecutive weeks, the first publication to appear at least 30 days prior to the date established for the election. The failure of such election shall not operate to prohibit the calling and holding of subsequent elections for the same purpose; provided, however, that no district election for confirmation can be held within 12 months of any preceding district election for confirmation, and, further provided, if this district is not confirmed within 60 months from the effective date of this Act, this Act is hereby repealed.

(b) At the election there shall be submitted to the qualified property taxpaying electors of the area of the proposed district the proposition of whether the hospital district shall be created with authority to levy annual taxes at a rate not to exceed 75 cents on the \$100 valuation of taxable property situated within the district subject to hospital district taxation for the purpose of meeting the requirements of the district's bonds, and its maintenance and operating expenses, and a majority of the qualified prop-

erty taxpaying electors voting at said election in favor of the proposition shall be sufficient for its adoption.

(c) The form of the ballot used at the election on the creation of the district shall be in conformity with Sections 61 and 62, Texas Election Code, as amended (Articles 6.05-6.07, Vernon's Texas Election Code), so that ballots may be cast "FOR" or "AGAINST" the following ballot proposition: "The creation of Donley County Hospital District, providing for the levy of a tax not to exceed 75 cents on each \$100 valuation, upon all taxable property situated within said district, subject to hospital district taxation, for all hospital district purposes."

(d) Within 10 days after such election is held, the Commissioners Court of Donley County shall convene and canvass the returns of the election, and if a majority of the qualified property taxpaying electors voting at said election vote in favor of the proposition, they shall so find and declare the hospital district established and created.

Sec. 3. (a) Upon the effective date of this Act, the following seven persons, M. M. McCully, Fred E. Chamberlain, Jr., Henry Moore, Jane Bownds, Charlotte M. Adams, J. R. Bartlett, and Rachael Swift, shall be and are hereby constituted the temporary or provisional directors of said district. Each temporary or provisional director shall subscribe the constitutional oath of office within 90 days of the effective date of this Act.

(b) Temporary directors shall serve for a period of two years or until the creation of the district is confirmed at an election, whichever date shall first occur. Any vacancy in the office of temporary director, whether by reason of failure to qualify or the occurring of a vacancy prior to the confirmation of the district at the election provided, shall be filled by appointment made by the Commissioners Court of Donley County.

(c) At such time as the creation of the district is approved and the returns of the election officially canvassed, the persons then serving as temporary directors shall become permanent directors of the district, shall execute the constitutional oath of office as such, and divide themselves

into two classes; Class One, four persons, to serve until the first Saturday in April next following, Class Two, three persons to serve until the first Saturday in April of the following year. Successors shall be appointed by the Commissioners Court of Donley County for two-year terms. Vacancies in office shall be filled for the unexpired term by the Commissioners Court of Donley County. Each member of the board of directors shall execute a good and sufficient bond for \$1,000 payable to said district conditioned upon the faithful performance of his duties, and each bond shall be purchased at the expense of the district.

(d) No person shall be appointed as a member of the temporary or permanent board of directors unless he is a resident of the district, a freeholder, and a qualified voter. Neither the administrator, an employee of the district, nor a member of the staff of the hospital shall be eligible to serve as a director.

(e) The board of directors, temporary and permanent, shall organize by electing one of their number as president and one of their number as vice president. A secretary, who need not be a director, shall also be elected. Officers shall be elected for a term of one year and vacancies shall be filled for the unexpired term by the board of directors, temporary or permanent. Any four members of the board of directors shall constitute a quorum and a concurrence of four shall be sufficient in all matters pertaining to the business of the district. All members of the board of directors and officers shall serve without compensation, but may be reimbursed for actual expenses incurred in the performance of their official duties upon the approval of such expenses by the board of directors and so reported in the minute book of the district or other records of the district.

Sec. 4. The board of directors shall manage, control, and administer the hospital system and all funds and resources of the district, but in no event shall any operating, depreciation or building fund reserves be invested in any funds or securities other than those specified in Article 836 or 837, Revised Civil Statutes of Texas, 1925 as amended. The board is given full authority to establish rules and regulations relating to seniority of em-

ployees of the district (including a retirement plan based thereon) and may give effect to previous years of service for those employees who have been continuously employed in the operation or management of the hospital facilities acquired or constructed by the district. The district, through its board of directors, shall have the power and authority to sue and be sued, and shall be entitled to all causes of action and defenses enjoyed by similar authorities, to promulgate rules and regulations governing the operation of the hospital, hospital system, its staff and its employees. The board of directors may appoint a qualified person to be known as the administrator or manager of the hospital district and may in its discretion appoint an assistant or assistants to the administrator or manager. Such administrator or manager and assistant administrator or manager, if any, shall serve at the will of the board and shall receive such compensation as may be fixed by the board. The administrator or manager shall, upon assuming his duties, execute a bond payable to the hospital district in an amount to be set by the board of directors, in no event less than \$5,000 conditioned that he shall perform the duties required of him, and containing such other conditions as the board may require. The administrator or manager shall supervise all the work and activities of the district and shall have general direction of the affairs of the district, subject to the limitations as may be prescribed by the board. The board of directors shall have the authority to appoint to or dismiss from the staff such doctors as it may be deemed necessary for the efficient operation of the district, and may provide for temporary appointments to the staff if warranted by circumstances. The board may delegate to the administrator or manager the authority to employ technicians, nurses, and employees of the district. Such board shall be authorized to contract with any other political subdivision or governmental agency whereby the district will provide investigatory or other services as to the hospital, or welfare needs of the inhabitants of the district and shall be authorized to contract with any county or incorporated municipality located outside its boundaries for the hospitalization of the sick, diseased, or injured per-

sons of any such county or municipality, and shall have the authority to contract with the State of Texas or agencies of the federal government for the hospital treatment of sick, diseased or injured persons.

Sec. 5. The district shall be operated on the basis of a fiscal year commencing on July 1 of each year and ending on June 30 of the following year, and it shall cause an independent audit to be made of the financial condition of said district, which, together with other records of the district, shall be open to inspection at the principal office of the district, such audit to be made covering such fiscal year, and the same shall be filed at the office of the district as soon as it is completed. The administrator or manager shall prepare an annual budget for approval by the board of directors. The budget shall also contain a complete financial statement of the district showing all outstanding obligations of the district, the cash on hand to the credit of each and every fund of the district, the funds received from all sources during the previous year, the funds available from all sources during the ensuing year, with balances expected at end of the year in which the budget is being prepared, and estimated revenues and balances available to cover the proposed budget and the estimated tax rate which will be required, and the proposed expenditures and disbursements and the estimated receipts and collections for the following fiscal year. A public hearing on the annual budget shall be held by the board of directors after notice of such hearing has been published one time at least 10 days before the date set therefor. Notice of the budget hearing shall be published in a newspaper or newspapers which individually or collectively provide general circulation in the hospital district. Any property taxpayer of the district shall have the right to be present and participate in said hearing. At the conclusion of the hearing, the budget, as proposed by the administrator, shall be acted upon by the board of directors. The board of directors shall have authority to make such changes in the budget as in their judgment the law warrants and the interest of the taxpayers demand. No expenditure may be made for any expense not included in the annual budget or an amendment thereto. The annual budget may be

amended from time to time as the circumstances may require, but the annual budget, and all amendments thereto, shall be approved by the board of directors. As soon as practicable after the close of each fiscal year, the administrator or manager shall prepare for the board a full sworn statement of all moneys belonging to the district and a full account of the disbursements of same.

Sec. 6. (a) The board of directors shall have the power and authority to issue and sell its bonds in the name and upon the faith and credit of such hospital district for the purchase, construction, acquisition, repair, or renovation of buildings, and improvements and equipping the same for hospital purposes, and for any or all of such purposes. At the time of the issuances of any bonds by the district a tax shall be levied by the board sufficient to create an interest and sinking fund to pay the interest on and principal of said bonds as same mature, providing such tax, together with any other taxes levied for said district, shall not exceed the rate of tax voted under the provisions of Section 2 of this Act. No bonds shall be issued by such hospital district except refunding bonds until authorized by a majority of the qualified property taxpaying electors of the district voting at an election called for such purpose. The order for bond election shall specify the date of the election, the amount of bonds to be authorized, the maximum rate of interest they are to bear, the place or places where the election shall be held, the presiding judge and alternate judge for each voting place, and provide for clerks as in county elections. Except as to a bond election held pursuant to the provisions of Subsection (b) of this section, where notice shall be given as provided in Section 2, notice of any bond election shall be given as provided in Article 704, Revised Civil Statutes of Texas, 1925, as amended, and shall be conducted in accordance with the general laws of Texas pertaining to general elections, except as modified by the provisions of this Act.

(b) A separate proposition may be submitted at the election for the creation or confirmation of the district as to whether the board of directors, in the event the district is created, shall be authorized to issue bonds for any one or more of the foregoing purposes. The proposition, if sub-

mitted, shall specify the purpose for which the bonds are to be issued, the maximum amount of bonds then proposed to be issued, the maximum maturity, and the maximum interest rate.

(c) Refunding bonds of the district may be issued for the purpose of refunding and paying off any outstanding indebtedness issued or assumed. Such refunding bonds may be sold and the proceeds therefrom applied to the payment of outstanding indebtedness, or may be exchanged in whole or in part for not less than a like principal amount of such outstanding indebtedness provided that, if refunding bonds are to be exchanged for a like amount of said outstanding indebtedness, such refunding bonds shall bear interest at the same or lower rate than borne by the debt refunded, unless it is shown mathematically that a saving will result in the total amount of interest to be paid on said refunding bonds, and provided further that if such refunding bonds are to be sold and the proceeds thereof applied to the payment of any such outstanding indebtedness, same shall be issued and payments made in the manner specified by Chapter 503, Acts of the 54th Legislature, Regular Session, 1955, as amended (Article 717k, Vernon's Texas Civil Statutes).

(d) Bonds of the district shall bear interest not to exceed six and one-half percent a year, shall mature within 40 years of their date, shall be executed in the name of the hospital district and in its behalf by the president of the board and countersigned by the secretary in the manner provided by Chapter 204, Acts of the 57th Legislature, Regular Session, 1961, as amended (Article 717j-1, Vernon's Texas Civil Statutes), and shall be subject to the same requirements in the matter of approval by the Attorney General of Texas and registration by the Comptroller of Public Accounts of the State of Texas as are by law provided for approval and registration of bonds issued by counties. Upon the approval of such bonds by the Attorney General and registration by the Comptroller, the same shall be incontestable for any cause.

Sec. 7. In addition to the power to issue bonds payable from taxes levied by the district, as contemplated by the preceding section, the board of directors is further authorized to issue and to refund any previously issued

revenue bonds for purchasing, constructing, acquiring, repairing, equipping, or renovating buildings and improvements for hospital purposes, and for acquiring sites therefor, such bonds to be payable from and secured by a pledge of all or any part of the revenues of the district to be derived from the operation of its hospital or hospitals, and such bonds may be additionally secured by a mortgage or deed of trust lien on any part or all of its properties. Such bonds shall be issued in the manner and in accordance with the procedures and requirements specified for the issuance of revenue bonds by county hospital authorities in Sections 8, 10, 11, 12, and 13 of Chapter 122, Acts of the 58th Legislature, 1963 (Article 4494r, Vernon's Texas Civil Statutes).

Sec. 8. The board of directors is hereby given complete discretion as to the type of buildings, both as to number and location, required to establish and maintain an adequate hospital system. The hospital system may include facilities for domiciliary care of the sick, wounded, and injured, facilities for out-patient clinic or clinics, dispensaries, facilities for geriatric domiciliary care, convalescent home facilities, necessary nurses, domiciliaries and training centers, blood banks, community mental health centers, and research centers or laboratories, and any other facilities deemed necessary for hospital care by the directors. The district, through its board of directors, is further authorized to enter into an operating or management contract with regard to its facilities or a part thereof, or may lease all or part of its buildings and facilities upon terms and conditions considered to be to the best interest of its inhabitants, provided that in no event shall any lease be for a period in excess of 25 years from the date entered. The district shall be empowered to sell or otherwise dispose of any property, real or personal, or equipment of any nature upon terms and conditions found by the board to be in the best interest of its inhabitants.

Sec. 9. The board of directors of such district shall have the power to prescribe the method and manner of making purchases and expenditures by and for such hospital district, and shall also be authorized to prescribe all accounting and control procedures. All contracts for construction or purchases involving the expenditure of more than \$2,000 may be made only

after advertising in the manner provided by Chapter 163, Acts of the 42nd Legislature, Regular Session, 1931, as amended (Article 2368a, Vernon's Texas Civil Statutes). The provisions of Article 5160, Revised Civil Statutes of Texas, 1925, as amended relating to performance and payment bonds shall apply to construction contracts let by the district. The district may acquire equipment for use in its hospital system and mortgage or pledge the property so acquired as security for the payment of the purchase price, but any such contract shall provide for the entire obligation of the district to be retired within five years from the date of the contract. Except as permitted in the preceding sentence and as permitted by Sections 6 and 7, the district may incur no obligation payable from any revenues of the district, taxes or otherwise except those on hand or to be on hand within the then current and following fiscal year of the district.

Sec. 10. The board of directors of the district shall name one or more banks within its boundaries to serve as depository for the funds of the district. All funds of the district, except those invested as provided in Section 5, and those transmitted to a bank or banks as payment for bonds or obligations issued by the district, shall be deposited as received with the depository bank and shall remain on deposit, provided that nothing herein shall limit the power of the board to place a portion of such funds on time deposit or purchase certificates of deposit.

Sec. 11. The board of directors shall annually levy a tax of not to exceed the amount hereinabove permitted for the purpose of (1) paying the interest on and creating a sinking fund for bonds and other obligations which may be issued or assumed by the hospital district for hospital purposes as herein provided; (2) providing for the operation and maintenance of the hospital district and hospital system; and (3) for the purpose of making further improvements and additions to the hospital system, and for the acquisition of necessary sites therefor by purchase, lease or condemnation. In setting such tax rate the board shall take into consideration the income of the district from sources other than taxation. Upon determination of the amount of tax required to be levied, the board shall make such levy and certify the same to the tax assessor-collector of said district.

Sec. 12. All bonds issued hereunder by the district shall be and are hereby declared to be legal and authorized investments of banks, savings banks, trust companies, building and loan associations, savings and loan associations, insurance companies, trustees, and sinking funds of cities, towns, villages, counties, school districts, or other political subdivisions of the State of Texas, and for all public funds of the State of Texas or its agencies including the state permanent school fund. Such bonds and indebtedness shall be eligible to secure deposit of public funds of the State of Texas and public funds of cities, towns, villages, counties, school districts, or other political subdivisions or corporations of the State of Texas, and shall be lawful and sufficient security for said deposits to the extent of their value when accompanied by all unmatured coupons appurtenant thereto.

Sec. 13. The district shall have the right and power of eminent domain for the purpose of acquiring by condemnation any and all property of any kind and character in fee simple, or any lesser interest therein, within the boundaries of the district necessary to the powers, rights and privileges conferred by this Act, in the manner provided by the general law with respect to condemnation by counties, provided that the district shall not be required to make deposits in the registry of the trial court of the sum required by paragraph 2 of Article 3268, Revised Civil Statutes of Texas, 1925, as amended, or to make bond as therein provided. In condemnation proceedings being prosecuted by the district, the district shall not be required to pay in advance or give bond or other security for costs in the trial court, nor to give any bond otherwise required for the issuance of a temporary restraining order or a temporary injunction nor to give bond for costs or for superseas on any appeal or writ of error.

Sec. 14. The directors shall have the authority to levy taxes for the entire year in which the district is established as the result of the election herein provided. All taxes of the district shall be assessed and collected on county tax values as provided in Subsection (1) hereof unless the directors, by majority vote, elect to have taxes assessed and collected by its own tax assessor-collector under Subsection (2) hereof. Any such election

may be made prior to December 1 annually and shall govern the manner in which taxes are thereafter assessed and collected, until changed by a similar resolution.

(1) Under this subsection, district taxes shall be assessed and collected on county tax values in the same manner as provided by law with relation to county taxes. The tax assessor-collector of the county in which said district is situated shall be charged and required to accomplish the assessment and collection of all taxes levied by and on behalf of the district. The assessor-collector of taxes shall charge and deduct from payments to the hospital district an amount as fees for assessing and collecting the taxes at a rate of not exceeding two percent of the amounts collected as may be determined by the board of directors, but in no event shall the amount paid exceed \$5,000 in any one calendar year. Such fees shall be deposited in the officers salary fund of the county and reported as fees of office of the county tax assessor-collector. Interest and penalties on taxes paid to the hospital district shall be the same as in the case of county taxes. Discounts shall be the same as allowed by the county. The residue of tax collections after deduction of discounts and fees for assessing and collecting shall be deposited in the district's depository. The bond of the county tax assessor-collector shall stand as security for the proper performance of his duties as assessor-collector of the district; or, if in the judgment of the district board of directors it is necessary, additional bond payable to the district may be required. In all matters pertaining to the assessment, collection and enforcement of taxes for the district, the county tax assessor-collector shall be authorized to act in all respects according to the laws of the State of Texas relating to state and county taxes.

(2) Under this subsection, taxes shall be assessed and collected by a tax assessor-collector appointed by the directors, who shall also fix the terms of his employment, compensation, and requirement for bond to assure the faithful performance of his duties, but in no event shall such bond be for less than \$5,000. The directors shall also annually appoint five persons to serve as a board of equalization and shall fix their compensation. Each member of the board and the tax assessor shall be residents of the

district and own real property subject to hospital district taxation, and each shall have the same duties, including the obligation to execute the oath of office, as required by county officials exercising such powers and duties. Except as in this law provided to the contrary, all the provisions of Title 122, Revised Civil Statutes of Texas, 1925, as amended, shall apply to the district.

Sec. 15. The district may employ fiscal agents, accountants, architects, and attorneys as the board may consider proper.

Sec. 16. Whenever a patient residing within the district has been admitted to the facilities thereof, the administrator or manager may cause inquiry to be made as to his circumstances and those of the relatives of such patient legally liable for his support. If he finds that such patient or said relatives are able to pay for his care and treatment in whole or in part, an order shall be made directing such patient or said relatives to pay to the hospital district for the care and support of such patient a specified sum per week in proportion to their financial ability. The administrator or manager shall have power and authority to collect such sums from the estate of the patient or his relatives legally liable for his support in the manner provided by law for collection of expenses in the last illness of a deceased person. If the administrator or manager finds that such patient or said relatives are not able to pay either in whole or in part for his care and treatment in such hospital, same shall become a charge upon the hospital district as to the amount of the inability to pay. Should there be any dispute as to the ability to pay or doubt in the mind of the administrator or manager, the board of directors shall hear and determine same after calling witnesses, and shall make such order or orders as may be proper. Appeals from the final order of the board shall lie to the district court. The substantial evidence rule shall apply.

Sec. 17. The board of directors of the hospital district is authorized on behalf of such district to accept donations, gifts, and endowments to be held in trust and administered by the board of directors for such purposes and under such directions, limitations, and provisions as may be prescribed in writing by the donor not inconsistent

ent with proper management and object of the hospital district.

Sec. 18. After creation of the hospital district, no municipality or political subdivision within or having the same boundaries of the district shall have the power to levy taxes or issue bonds or other obligations for hospital purposes or for providing medical care. The said hospital district shall assume full responsibility for the operation of all hospital facilities for the furnishing of medical and hospital care for its needy inhabitants.

Sec. 19. The support and maintenance of the hospital district shall never become a charge against or obligation of the State of Texas, nor shall any direct appropriation be made by the Legislature for the construction, maintenance, or improvement of any of the facilities of such district.

Sec. 20. In carrying out the purposes of this Act, the district will be performing an essential public function and any bonds issued by it and their transfer and the issuance therefrom, including any profits made in the sale thereof, shall at all times be free from taxation by the state or any municipality or political subdivision thereof.

Sec. 21. Nothing in this Act shall be construed to violate any provision of the Federal or State Constitutions, and all acts done under this Act shall be in such manner as will conform thereto, whether expressly provided or not. Where any procedure hereunder may be held by any court to be violative of either of such constitutions, the District shall have the power by resolution to provide an alternative procedure conformable with such constitutions. If any provision of this Act should be invalid, such fact shall not affect the authorization for the creation of the District or the validity of any other provisions of this Act, and the Legislature hereby declares that it would have created the District and enacted the valid provisions of this Act notwithstanding the invalidity of any other provision or provisions hereof.

Sec. 22. Proof of publication of the notice required in the enactment hereof under the provisions of Article IX, Section 9, of the Texas Constitution has been made in the manner and form provided by law pertaining to the enactment of local and special

laws, and such notice is hereby found and declared proper and sufficient to satisfy such requirement.

Sec. 23. The fact that there is urgent need to provide for the creation of the hospital district authorized by Article IX, Section 9, of the Texas Constitution creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and this Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The House amendments were read.

Senator Hazlewood moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 115 with House Amendments

Senator Watson called S. B. No. 115 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Amendment No. 1

Amend Senate Bill No. 115 by inserting in Subsection (b), Section 1, between "interest on" and "the principal" the word "and."

Amendment No. 2

Amend S. B. 115 by inserting after Section 3 a new section to be numbered Section 4, and renumbering all succeeding sections, which new Section 4 shall read as follows:

"Section 4. The existing powers and responsibilities of the Board of Directors of Texas A&M University, as they relate to James Connally Technical Institute, according to the provisions of Chapter 729, Acts of the 60th Legislature, Regular Session, 1967 (Art. 2922-1i, Sections 1-8) are hereby transferred to the Board of Regents of the Texas State Technical Institute."

Amendment No. 3

Amend S. B. No. 115 by striking all above the enacting clause and substituting the following:

**A BILL
TO BE ENTITLED**

An Act relating to the powers and duties of the board of regents of Texas State Technical Institute; and declaring an emergency.

The House amendments were read.

Senator Watson moved that the Senate concur in the House amendments.

The motion prevailed.

Record of Vote

Senator Strong asked to be recorded as voting "Nay" on the motion to concur in House amendments.

**Senate Bill 460 with
House Amendment**

Senator Brooks called S. B. No. 460 from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

**Committee Amendment No. 1
to Senate Bill 460**

Amend S. B. No. 460 at Section 4, line — by substituting a comma for the period after the word "mortgagee" and inserting the following:

"if owner or mortgagee is other than the lessee or if the amount due is paid in full."

The House amendment was read.

Senator Brooks moved that the Senate concur in the House amendment.

The motion prevailed.

**Vote on Final Passage of
House Bill 434 Reconsidered**

On motion of Senator Hall, and by unanimous consent, the vote by which H. B. No. 434 was finally passed was reconsidered and return of the bill by the House of Representatives was requested.

Question—Shall H. B. No. 434 be finally passed?

Senate Bill 549 on Second Reading

On motion of Senator Kennard, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

S. B. No. 549, A bill to be entitled "An Act amending the provisions of Chapter 274, Acts of the 60th Legislature, Regular Session, 1967, by adding thereto a new chapter, to be designated as Chapter 11; and declaring an emergency."

The bill was read second time and passed to third reading.

Senate Bill 549 on Third Reading

Senator Kennard moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 549 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Vote on Final Passage of
House Bill 874 Reconsidered**

On motion of Senator Schwartz, and by unanimous consent, the vote by which H. B. No. 874 was finally passed was reconsidered.

Question—Shall H. B. No. 874 be finally passed?

**Vote on Final Passage of
House Bill 547 Reconsidered**

On motion of Senator Schwartz, and by unanimous consent, the vote by which H. B. No. 547 was finally passed was reconsidered.

Question—Shall H. B. No. 547 be finally passed?

**Vote on Final Passage of
House Bill 933 Reconsidered**

On motion of Senator Schwartz, and by unanimous consent, the vote by which H. B. No. 933 was finally passed was reconsidered.

Question—Shall H. B. No. 933 be finally passed?

**Vote on Final Passage of
House Bill 934 Reconsidered**

On motion of Senator Schwartz, and by unanimous consent, the vote by which H. B. No. 934 was finally passed was reconsidered.

Question—Shall H. B. No. 934 be finally passed?

**Vote on Final Passage of
House Bill 1273 Reconsidered**

On motion of Senator Schwartz, and by unanimous consent, the vote by which H. B. No. 1273 was finally passed was reconsidered.

Question—Shall H. B. No. 1273 be finally passed?

**Vote on Final Passage of
House Bill 1335 Reconsidered**

On motion of Senator Schwartz, and by unanimous consent, the vote by which H. B. No. 1335 was finally passed was reconsidered.

Question—Shall H. B. No. 1335 be finally passed?

**Vote on Final Passage of
Senate Bill 549 Reconsidered**

On motion of Senator Kennard, and by unanimous consent, the vote by which S. B. No. 549 was finally passed was reconsidered.

Question—Shall S. B. No. 549 be finally passed?

The bill (S. B. No. 549) was again passed by the following vote:

Yeas—24

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

Senate Bill 434 on Second Reading

On motion of Senator Mauzy, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 434, A bill to be entitled "An Act relating to the protection of persons who file a claim or aid in filing a claim or testify at hearings concerning a claim under the Texas Workmen's Compensation Act; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 434 on Third Reading

Senator Mauzy moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 434 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Cole
Bates	Creighton
Bernal	Grover
Blanchard	Hall
Bridges	Harrington
Brooks	Harris

Hazlewood	Schwartz
Hightower	Snelson
Kennard	Strong
Mauzy	Watson
McKool	Wilson
Patman	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 432 on Second Reading

On motion of Senator Mauzy, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 432, A bill to be entitled "An Act amending Section 36 of the Texas Probate Code relating to the duty and responsibility of county and probate judges; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 432 on Third Reading

Senator Mauzy moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 432 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 526 on Second Reading

On motion of Senator Creighton, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 526, A bill to be entitled "An Act amending Chapter 410, Acts of the 53rd Legislature, Regular Session, 1953 (Article 6674v, Vernon's Texas Civil Statutes), by adding a new section authorizing the expenditure by Texas Turnpike Authority of funds available to it under any trust agreement securing the Turnpike Revenue Bonds of any project for the purpose of studying the feasibility of other Turnpike Projects, etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 526 on Third Reading

Senator Creighton moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 526 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Berry	Jordan
Christie	Moore
Connally	Ratliff
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Memorial Resolution

S. R. No. 822—By Senator Watson: Memorial resolution for Samuel Harrison Fowler.

Welcome and Congratulatory Resolutions

S. R. No. 814—By Senator Herring: Extending welcome to teacher and students of Walnut Creek Elementary School of Austin.

S. R. No. 816—By Senator McKool: Commending Walter Lee Goodspeed for his bravery and selfless actions.

S. R. No. 818—By Senators Cole and Brooks: Extending welcome to teachers and students of Long Point Baptist School of Houston.

S. R. No. 819—By Senator Herring: Extending welcome to sponsor and students of Burnet School of Austin.

S. R. No. 821—By Senator Watson: Extending appreciation to Danfield Sternberg for his accomplishments in the field of music.

S. R. No. 823—By Senator Watson: Extending welcome and privileges of the floor for the day to Mrs. Murray Watson, Sr., et al, of Mart.

S. R. No. 824—By Senator Kennard: Extending welcome to Mrs. Jewell Fox, et al.

S. R. No. 825—By Senator Schwartz: Extending welcome and privileges of the floor for the day to Maco Stewart of Galveston.

S. R. No. 826—By Senator Herring: Extending welcome to sponsor and students of Prairie Lee School of Caldwell County.

S. R. No. 827—By Senator Herring: Extending welcome to sponsor

and students of St. Marks Kindergarten of Austin.

Adjournment

On motion of Senator Aikin the Senate at 5:53 o'clock p.m. adjourned until 11:00 o'clock a.m. Monday, May 19, 1969.

APPENDIX**Sent to Governor**

May 15, 1969

S. B. No. 415

S. B. No. 22

S. B. No. 322

S. B. No. 532

S. C. R. No. 37

S. C. R. No. 68

S. B. No. 10

S. B. No. 111

S. B. No. 227

S. B. No. 242

S. B. No. 372

S. B. No. 449

S. B. No. 723

S. B. No. 458

S. C. R. No. 87

May 16, 1969

S. B. No. 8

S. B. No. 48

S. B. No. 721

S. C. R. No. 88

The following communication received from the Secretary of the Senate was ordered printed in the Senate Journal:

**THE SENATE OF
STATE OF TEXAS
AUSTIN**

May 15, 1969

The Honorable Preston Smith
Governor of Texas
Austin, Texas

Dear Governor Smith:

On January 15, 1969, Governor Connally appointed Randall C. Jackson to be a member of the State

Securities Board for a six year term to expire January 15, 1975.

On April 8, 1969, James H. Milam was appointed by you for a six year term to expire upon the installation of the Governor in 1975. Since Mr. Milam was subsequently confirmed, the Senate is returning to you the name of Randall C. Jackson and reports no action taken on this appointee.

Respectfully yours,
Charles A. Schnabel
Secretary of the Senate

CAS/pb
cc: Senate Journal Clerk

THE SENATE OF
THE STATE OF TEXAS
AUSTIN

May 16, 1969

The Honorable Preston Smith
Governor of Texas
Austin, Texas

Dear Governor Smith:

The Senate is herewith returning H. B. No. 504. As you will note on the certification page of this bill, the Senate has reconsidered the vote by which the bill was finally passed and has finally passed this bill by a viva voce vote.

Respectfully yours,
Charles A. Schnabel
Secretary of the Senate

CAS/pb
cc: Senate Journal Clerk

THE SENATE OF
THE STATE OF TEXAS
AUSTIN

May 16, 1969

Mrs. Orea Guffin
Enrolling Clerk
House of Representatives
Austin, Texas

Dear Orea:

A fairly unusual action occurred in the Senate this A.M. which possibly should become a part of your record.

Pursuant to H. C. R. No. 130, Governor Preston Smith returned directly to the Senate H. B. No. 504. The President of the Senate laid this enrolled bill before the Senate and the following action was taken:

A motion to suspend the Senate reconsideration rule prevailed, the vote by which H. B. No. 504 was finally passed was reconsidered and then H. B. No. 504 was finally passed by a viva voce vote.

I noted these Senate actions on the certification page of the enrolled copy of H. B. No. 504 and returned the bill by message to the Governor.

Sincerely yours,
Charles A. Schnabel
Secretary of the Senate

CAS/pb
cc: Gussie Evans-House Journal Clerk
Minnie Meier-Senate Journal Clerk

SEVENTY-FIRST DAY

(Monday, May 19, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

A quorum was announced present.

Father Joseph Courtney of The University of St. Thomas, Houston, offered the invocation, as follows:

Lord God, Father Almighty, you have created us, endowed with the angelic faculty of intellect, which helps us to soar above material creation. Yet, that very faculty demands that we cooperate with you in making laws for the proper orientation of our civic lives. May these senators be ever aware of their awesome responsibility to themselves and to others. May they ever be aware that you are the divinity which shapes our ends, rough-hew them as we will. May they well use their angelic faculty such that we in this sovereign state will be worthy always of your blessings.

Help them to draw upon the better in our past so that they may reach